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2 JULY 1975 REGULAR MEETING

Minutes

The Police Commission of the City and County of San Francisco, met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, July 2, 1975, at 1730 hours, in regular session.

PRESENT: Commissioners Buckley, Garner, Cardoza

Commissioner Cardoza presiding.

The members of the Commission, having been furnished copies of the minutes of the meeting of June 25, 1975, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Buckley,Garner, Cardoza

RECOMMENDATIONS OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendations of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

302, 340, and 399 FRONT STREET - EMBARCADERO CENTER # ONE AND # TWO

a) At 302 Front Street, remove parking meter heads FRO-302, 304, 306, 308, and 310.

b) At 302 Front Street, install a 96' Special Truck Loading Zone, to be in effect between 7 A.M. - 6 P.M., to extend from 10' - 106' north of Sacramento Street.

c) At 340 Front Street, remove parking meter heads FRO-316 and 318.

d) At 340 Front Street, install a 45' Special Truck Loading Zone, to be in effect between 7 A.M. - 6 P.M., to extend from 75' - 120' south of Clay Street.

e) At 399 Front Street, remove parking meters FRO-321 and 323.

f) At 399 Front Street, install a 44' yellow zone, to extend from 13' - 57' south of Clay.

771 O'FARRELL STREET - APTCO DISTRIBUTOR, INC.,

a) At 771 O'Farrell Street, install a 22' yellow zone, to extend from 95' - 117' east of Larkin Street.

533 PARNASSUS AVENUE - U. C. MEDICAL CENTER

a) At approximately 533 Parnassus Avenue, remove parking meters PAR-517 and PAR-519.

b) At approximately 533 Parnassus Avenue, install a 40' yellow zone, to extend from 68' - 108' east of the Third Avenue crosswalk.

1211 CHURCH STREET - PAN AMERICAN-REAL ESTATE AND BUILDERS

a) At 1211 Church Street, install a 25' green zone, to extend north of the south line.

298 LAGUNA STREET - ZEN CENTER

a) At 298 Laguna Street, install a 22' green zone, to extend from 27' - 49' south of Page Street.

4166 - 24th STREET - SANDWICH CHEESE HOUSE

a) At 4166 - 24th Street, install a 22' green zone, to extend west of the east line.

#2 FIFTH STREET - #3 SEVENTH STREET - & #3300-24th STREET - POLICE SERVICES, BAY AREA TRANSIT DISTRICT

a) At #2 - Fifth Street, remove parking meters 5S-4 & 6.

b) At #2 - Fifth Street, install a 42' yellow zone, to extend from 30' - 72' south of Market Street.

c) At #3 - Seventh Street, remove parking meter 7S-6.

d) At #3 - Seventh Street, install a 21' yellow zone, to extend from 30' - 51' south of Market - (this installation, together with the existing yellow zone will make a total of 41').

e) At 3300 - 24th Street, remove parking meter 24S-3302.

f) At 3300 - 24th Street, install a 22' yellow zone, to extend from 10' - 32' west of Mission.

AYES: Commissioners Buckley, Garner, Cardoza

REVOKED

RESOLVED, that the recommendations of the Traffic Bureau on the revocation of 555 feet of white and green zones at various parts of the City at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

PERMISSION TO TAKE LEAVES OF ABSENCE - APPROVED

The requests of the following-named members of the Department for permission to take Leaves of Absence were approved:

MILITARY LEAVES - WITH PAY:

a) Police Officer John Comisky, Bureau of Criminal Information, for twelve days, June 27, 1975, June 28, 1975, June 29, 1975, June 30, 1975, July 25, 1975, July 26, 1975, July 27, 1975, July 28, 1975, August 15, 1975, August 16, 1975, August 17, 1975 and August 18, 1975.

b) Police Officer Dennis W. Dillard, Southern Police Station, for fifteen days, June 21, 1975 to July 5, 1975, inclusive.

c) Police Officer Edward B. Dullea, Mission Police Station, for fifteen days, June 21, 1975 to July 5, 1975, inclusive.

d) Police Officer Joseph Hession, Southern Police Station, for sixteen days, July 12, 1975 to July 27, 1975, inclusive.

e) Police Officer Jeremiah W. Morgan, Mission Police Station, for fifteen days, June 21, 1975 to July 5, 1975, inclusive.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 270-75

LORINE FRALEY AND HER
ATTORNEY DORSEY REDLAND

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Lorine Fraley in the sum of $500 in Superior Court Action No. 645-669 entitled, "Lorine Fraley, Plaintiff, vs. John E. Willett, et al., Defendants", as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: August 4, 1971

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 271-75

LOUIS ALMER WHALEY AND HIS ATTORNEYS
ROBERT U. BOKELMAN, CARTWRIGHT, SAROYAN,
MARTIN & SUCHERMAN.

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Louis Almer Whaley in the sum of $25,000.00 in Superior Court Action No. 661-542 entitled "Louis Almer Whaley vs. City and County of San Francisco", as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: December 31, 1972

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 272-75

POLICE NARCOTIC FUND

RESOLVED, that the Controller be, and he is hereby requested to draw a voucher in favor of Chief of Police Donald M. Scott in the sum of $4,166 charging same to Appropriation No. 5.161. 890.050 to cover narcotic fund disbursements for the month of July, 1975.

AYES: Commissioners Buckley,,Garner, Cardoza

RESOLUTION NO. 273-75

POLICE CONTINGENT FUND

RESOLVED, that the Controller, be, and he is hereby requested to draw a voucher in favor of Chief of Police Donald M. Scott in the sum of $3,333 charging same to Appropriation No. 5.161.890.000 to cover contingent fund disbursements for the month of July, 1975.

AYES: Commissioners Buckley, Garner, Cardoza

TRANSFER OF JITNEY BUS PERMIT - APPROVED

The matter of the transfer of the right to operate a jitney bus by the following-named person was called for hearing, it having been advertised in the official newspaper in accordance with the provisions of ordinance applying thereto. The transferor and transferee appeared in person and were not represented by counsel. The Commission approved the transfer of whatever right, title or interest that the within-named transferor might have to operate a jitney bus to the within-named transferee; said approval contingent upon the transferee filing with the Police Commission the appropriate bond and/or insurance policy as provided by the Police Code:

TRANSFEROR	TRANSFEREE	NO. OF PERMITS
George Lee 32 Bellevue Avenue Daly City, California	Joseph Dobano 3444 - 18th Street San Francisco, California	1

Route - Mission Street - Ferry to Sickles Avenue

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 274-75

REQUEST TO RELEASE UNALLOTTED FUNDS

RESOLVED, that the Controller, be, and he is hereby requested to release unallotted funds in the sum of $114,522.25 to allotted funds in Appropriation No. 5.161.200.000.000 (Contractual Services): $143,222.25 to Appropriation No. 5.161.300.000.000 (Materials and Supplies), and $311,250.00 to Appropriation No. 5.161.216.000.000 (Maintenance and Repair of Auto Equipment) to cover Work Orders, Purchase Orders, and Encumbrances on a semi-annual basis.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 275-75

REQUEST FOR A SUPPLEMENTAL APPROPRIATION.

RESOLVED, that the Controller be, and he is hereby requested to draw a Supplemental Appropriation Ordinance in the amount of $53,590 from the following appropriation numbers in the amounts shown:

Appropriation No. 5.161.110.000	
Permanent Salaries-Uniformed Force	$31,625
Any fund designated by the Mayor or Controller	$21,965
	$53,590

and credit it to the following appropriations in the amounts indicated:

Appropriation No. 5.161.110.000	
Permanent Salaries-Uniformed Force	$45,562
Appropriation No. 5.161.863.000	
Mandatory Fringe Benefit Transfer to 5.697.860.000	$ 8,028
	$53,590

in order to reclassify one (1) position from Q2 Police Officer to Custodian of Property, and one (1) position from Q35 Assistant Inspector to Director of Community Relations, to be effective August 1, 1975.

AYES: Commissioners Garner, Cardoza

NAYS: Commissioner Buckley

RESOLUTION NO. 276-75

REQUEST FOR A SUPPLEMENTAL APPROPRIATION

RESOLVED, that the Controller, be, and he is hereby requested to draw a Supplemental Appropriation Ordinance in the amount of $125,000 from the following appropriation number in the amounts shown:

Appropriation No. 5.161.110.001	
Permanent Salaries-Civilian	$115,404
Any fund designated by the Mayor or Controller	$ 9,796
	$125,200

and credit it to the following appropriations in the amounts indicated:

Appropriation No. 5.161.120.001		
Temporary Salaries-Civilian		$123,428
Appropriation No. 5.161.863.000		
Mandatory Fringe Benefits		
Transfer to 5.697.680.000	$	1,303
Transfer to 5.123.862.000	$	469
		$125,200

to establish and fund ten (10) 8251 Fingerprint Technician III positions per Civil Service Commission action of June 16, 1975, effective August 6, 1975.

AYES: Commissioners Buckley, Garner, Cardoza

ASSISTANT INSPECTORS REQUEST FOR SALARY INCREMENT COMMENSURATE WITH EXPERIENCE AND DUTIES.

Mr. Stephen Zalkind, Attorney for the San Francisco Police Assistant Inspectors, appeared before the Police Commission and thanked them for allowing this matter to be placed on the Commission Calendar for hearing. He stated that there are approximately 145 Assistant Inspectors having completed the required two (2) year waiting period who should be promoted to full Inspector. He stated that a Charter Amendment in 1971 (Proposition E) made promotion rates to full Inspector 15 to 20 years away. He further stated that the duties for full Inspector are the same as those for Assistant. They are also required to train the less experienced Assistant Inspectors. Assistant Inspectors holding the Civil Service Rank of Sergeant may be allowed to waive their rank of Sergeant and be allowed to keep the pay which is equivalent to that of a full Inspector. He stated that in other times, young police officers could look forward to careers with the Bureau of Inspectors but are now somewhat discouraged because of the long wait to be promoted to full Inspector. He then stated that it is true that it may cost many thousands of dollars, but when money is limited and where it is subsequently allotted depends on the priorities of the Department. Giving just compensation to this group of men should be a top priority for the type of service they give. Quality of service depends on morale and motivation.

Mr. Cardoza, President of the Commission, then thanked Mr. Zalkind for his presentation and stated that the Commission would take the matter under advisement.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 277-75

RULES AND PROCEDURES OF THE SAN FRANCISCO POLICE DEPARTMENT - AMENDED

RESOLVED, that effective 0000 hours, Thursday, July 3, 1975, the Rules and Procedures of the San Francisco Police Department are hereby amended to read as follows:

EQUIPMENT

ADD

7.12 .8 Provided, however, that with the exception of the star and department identification card, department issued equipment shall not be used when a member is engaged in secondary employment.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 278-75

RULES AND PROCEDURES OF THE SAN FRANCISCO POLICE DEPARTMENT - AMENDED.

RESOLVED, that effective 0000 hours, Thursday, July 3, 1975, the Rules and Procedures of the San Francisco Police Department are hereby amended to read as follows:

AMEND

2.36 Shall maintain the following weight and physical fitness standards.

.1 All sworn members entering the department on or after 03/16/70 shall not exceed the below-indicated maximum weight standards by more than 10% and shall meet the physical fitness standards while they are members of this department.

In regard to the weight standards, each member shall be required to be examined every six (6) months and should member fail to meet the weight required for height, member shall be given three (3) weeks to comply with said standard or face disciplinary hearing before the Police Commission.

A physical fitness test will be administered at the same time and if a member fails this test, member shall be given

the opportunity to retake the test on his own time within three (3) weeks of failure. A second failure shall result in disciplinary hearing before the Police Commission.

Any waiver of the below standards must be approved by the Police Surgeon.

2.36.2 Weight Requirements - All members (except Q20 and Female Q35)

AGE 21 to 65

	MINIMUM	MAXIMUM	10% ALLOWANCE	OVER 40
5'	108	151	165	154
5'1"	112	155	170	158
5'2"	116	159	174	162
5'3"	120	163	179	166
5'4"	124	167	184	170
5'5"	128	171	188	174
5'6"	132	175	193	178
5'7"	136	179	197	182
5'8"	140	183	201	186
5'9"	144	187	206	190
5'10"	148	193	212	196
5'11"	152	198	218	201
6'	156	204	224	207
6'1"	160	210	231	213
6'2"	164	216	238	219
6'3"	168	222	244	225
6'4"	172	229	252	232
6'5"	176	235	259	238
6'6"	180	241	265	244

The waist measurement of Males shall not exceed the chest measurement less three (3) inches.

The waist measurement of Females shall not exceed the chest or hip measurement less five (5) inches.

.3 Physical Fitness Test (MUST PASS 4 OUT OF THE 8)

AGE 21 to 40

a. 20 Push-ups.
b. 20 Sit-ups. (Civil Service Standards)
c. 10 Leg Raises
d. 5 Pull-ups.
e. 50 lb. Dumbbell - Five consecutive lifts with each hand. (Civil Service Standards)
f. Flexibility (Civil Service Standards)
g. Obstacle Course
h. 500 Yd. Shuttle

AGE 40 TO 50

i. 15 Push-ups.
j. 15 Sit-ups (Civil Service Standards)
k. 5 Leg Raises
l. 2 Pull-ups
m. 50 lb. Dumbbell - Two consecutive lifts with each hand. (Civil Service Standards)
n. Flexibility (Civil Service Standards).

OVER 50

o. No physical agility test required but weight requirements must be met.

2.36.4 Physical Fitness Standards

PUSH-UPS: The Officer shall place the palms of hands on the floor; the feet shall be approximately 18" apart with toes on the floor. The body shall be straight and not bent upward or downward during exercise. On the upward movement the elbows will lock out, when extended. On the downward movement the body shall not touch the floor. The only part of the body making contact on the downward movement shall be the right or left ear. Push-ups will be repeated until the specified number has been reached.

SIT-UPS: The officer lies on his back, knees straight, feet approximately 12" apart, with both hands clasped behind head and feet held firmly down to the floor by another person. The officer then raises his body and bends forward far enough to touch right elbow to left knee. Knees may bend slightly as he sits up. The officer then lowers his body until his back again touches the floor. He again sits up, but this time he touches his left elbow to his right knees, and again lowers his body until his back touches the floor. The officer must complete 20 sit-ups within a 60-second period. Sit-ups that are not completed in accordance with the above instructions will not be counted.

LEG RAISES: The officer shall be lying in a prone position, facing up. The hands shall be at the sides, head will be off the floor. The legs and feet shall rise off the floor six (6) inches, pause, then the legs shall go up to a vertical position from the floor. The knees shall be locked at all times. The legs shall lower to approximately six (6) inches off the floor. Leg raises will be repeated until the specified number has been reached.

PULL-UPS: Officer shall grip the bar with hands facing inward or outward at shoulder width. Feet shall be together, arms extended fully. They shall come off the floor in a smooth motion with no jerking or jumping. The body will rise until the chin is touching the bar. The body will then descend and the arms will lock out, feet shall not touch the floor. Pull-ups will be repeated until the specified number has been reached.

50 LB. DUMBBELL: The Officer will lift the dumbbell from the floor, and at the command "GO" will complete five (5) consecutive lifts with each hand, and replace the dumbbell to the floor without dropping it. Lifts are to be made from the lowest reach of the arm to the highest reach without aid of jerk or swing while standing erect with feet close together. No resting is allowed. This goal must be attained with either hand or it will constitute a failure.

FLEXIBILITY: The Officer sits on the floor with his legs stretched out in front of him. Then keeping his legs straight and flat on the floor, with his hands clasped behind his head, bends forward, between legs, bringing his head to a point eight (8) inches from the floor.

OBSTACLE COURSE: The officer shall start at a designated point. He or she will run 15 feet and then scale a 6 foot wall, run 15 more feet and go under a 2 foot cross bar. The officer then will run through 7 cones spaced 8 feet apart in a staggered position. He or she will reverse direction and go back through the cones, under the 2 foot cross bar, over the 6 foot wall and back to the starting point, completing the entire course in the required fifty (50) seconds.

500 YARD SHUTTLE: The officer will start against one wall run 75 feet to the opposite wall, stop and return back to starting point. At no time will horseshoe turns be allowed. Ten repetitions within the two minute six second time limit are required.

2.36.5 Weight Requirements - Women (Q20, Q35)

	MINIMUM	MAXIMUM
5'5"	115	140
5'6"	118	144
5'7"	121	148
5'8"	124	152
5'9"	127	156
5'10"	130	161
5'11"	133	166
6'	136	171

The waist measurement shall not exceed the chest or hip measurement less 5 inches.

2.36.6 Physical Fitness Test (MUST PASS 3 OUT OF 4) - Women (Q20, Q35)

AGE 21 TO 50

a. 3 Push-ups
b. 5 Sit-ups
c. 5 Leg raises
d. Flexibility.

OVER 50

e. No physical agility test required, but weight requirements must be met.

2.36.7 Physical Fitness Standards - Women (Q20, Q35)

PUSH-UPS: (From Knee Position) The officer shall place the palms of hands on floor - knees shall be eight (8) to twelve (12) inches apart. The body shall be straight and not bent upward or downward during exercise. On the upward movement the elbows will lock out, when extended. On the downward movement the body shall come approximately half-inch off the floor. This exercise is repeated three (3) times in succession without stopping or pausing to rest.

SIT-UPS: The officer lies flat on the floor with hands folded on chest, raises trunk to sitting position without lifting foot or knees from the floor. This exercise is repeated five (5) times in succession without stopping or pausing to rest. Feet may be held by another person.

LEG RAISES: The officer shall be lying in a prone position, facing up. The hands shall be at the sides, head will be off the floor. The legs and feet shall rise off the floor (6) six inches, pause, then the legs shall go up to a vertical position from the floor. The knees shall be locked at all times. The legs shall lower to approximately six (6) inches off the floor. Leg raises will be repeated five (5) times.

FLEXI-BILITY: The officer sits on the floor with her legs stretched out in front of her. Then keeping her legs straight and flat on the floor, with her hands clasped behind her head, bends forward, between legs, bringing her head to a point eight (8) inches from the floor.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 279-75

CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY (LIMOUSINE PERMIT) - HEARING TO REVOKE.

WHEREAS, there was granted to Royal N. Hutchings, on October 30, 1961, a permit and/or license for the operation of one (1) limousine permit; and

WHEREAS, pursuant to an investigation conducted by the Vehicle Inspection Detail of the San Francisco Police Department, the Chief of Police was advised that Royal N. Hutchings was not operating his limousine and had not so operated said vehicle for a period in excess of ten (10) consecutive days and was, therefore, in violation of the provisions of Section 1079 of the Police Code; and

WHEREAS, Mr. Hutchings appeared before the Police Commission on Wednesday, July 2, 1975, and requested an extension of two weeks to allow him to put his limousine into operation; and

WHEREAS, the Police Commission feels that an additional extension of two weeks should be granted Mr. Hutchings to put his limousine back into operation; therefore be it

RESOLVED, that the request of Mr. Hutchings for an extension of two weeks to July 16, 1975, to put his limousine into service, be, and the same is hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 280-75

REQUESTING APPROVAL OF THE POLICE COMMISSION OF THE SALE OF PATROL SPECIAL BEAT NO. 57, NORTHERN POLICE DISTRICT, FROM PATROL SPECIAL OFFICER LAWRENCE L. HEAP TO ASSISTANT PATROL SPECIAL OFFICER ORLANDO A. ZAMORA, JR., - DISAPPROVED.

WHEREAS, the matter of the request for approval of Assistant Patrol Special Officer Orlando A. Zamora, Jr., to purchase Patrol Special Beat No. 57, Northern Police District, from Patrol Special Officer Lawrence L. Heap, was called, it having been continued from the meeting of Wednesday, June 25, 1975; and

WHEREAS, a hearing on said request for approval to puchase Patrol Special Beat No. 57 was heard by the Police Commission on Wednesday, June 18, 1975, and on Wednesday, June 25, 1975, the matter was submitted to the Police Commission for decision; and

WHEREAS, evidence presented at the hearings held on June 18, 1975 and June 25, 1975 reveal that Assistant Patrol Special Officer Orlando A. Zamora, Jr., did not have the qualifications necessary to be appointed a Patrol Special Officer; therefore be it

RESOLVED, that it is the order of the Police Commission that the request of Assistant Patrol Special Officer Orlando A. Zamora, Jr., to purchase Patrol Special Beat No. 57, Northern Police District, from Patrol Special Officer Lawrence L. Heap, be, and the same is hereby disapproved; and be it further

RESOLVED, that it is the order of the Police Commission that Patrol Special Officer Lawrence L. Heap, be given a period of six months from July 3, 1975 to January 3 1976, within which to dispose of Patrol Special Beat No. 57, Northern Police District.

AYES: Commissioners Buckley, Cardoza

NAY: Commissioner Garner

WEEKLY SICK REPORT

Chief of Police Donald M. Scott, submitted a report of members of the Department off duty due to sickness and disability for the week ending Saturday, June 28, 1975, at 2400 hours, as follows:

Daily average for the week, sick	61
Daily average for the week, disabled	68
TOTAL	129
Daily percentage for the week, sick	3.26
Daily percentage for the week, disabled	3.74
TOTAL	7.00

The report was ordered filed.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 281-75

SUPERIOR COURT ORDER COMMANDING THE POLICE COMMISSION TO RE-HEAR THE CASE OF ROBERT J. MACEY IN LIGHT OF NEW MEDICAL EVIDENCE.

WHEREAS, a Court Order was received from the Honorable Joseph G. Kennedy, Judge of the Superior Court, ordering the Police Commission to re-hear the case of Robert J. Macey; and

WHEREAS the matter appeared on the Police Commission calendar of Wednesday, July 2, 1975, for notification and setting of a date for re-hearing; therefore be it

RESOLVED, that the re-hearing of the case of Robert J. Macey, in light of new medical evidence as ordered by the Honorable Joseph G Kennedy, be, and the same is hereby set for Wednesday, August 6, 1975 at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 282-75

HEARING OF APPEAL OF SUSPENSION WITHOUT PAY OF POLICE OFFICER FRANK E. WALKER, BUREAU OF COMMUNICATIONS, CONTINUED TO AUGUST 13, 1975.

WHEREAS, the hearing of the appeal of the suspension of Police Officer Frank E. Walker, Bureau of Communications, was called, it having been set for this date; and

WHEREAS, the Police Commission is in receipt of a letter from Police Officer Frank E. Walker, requesting a continuance in this matter until August 13, 1975; therefore be it

RESOLVED, that the request of Police Officer Frank E. Walker, Bureau of Communications, for a continuance in the hearing of the appeal of the disciplinary suspension filed against him, be, and the same is hereby approved, and continued to Wednesday, August 13, 1975, at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 283-75

AUTHORIZING ATTENDANCE OF CAPTAIN CHARLES A. SCHULER, PATROL BUREAU HEADQUARTERS, AT THE F.B.I. NATIONAL ACADEMY AT QUANTICO, VIRGINIA, FROM JULY 13, 1975 TO SEPTEMBER 25, 1975, INCLUSIVE.

RESOLVED, that the recommendation of the Chief of Police that Captain Charles A. Schuler, Patrol Bureau Headquarters, be detailed to attend the F.B.I. National Academy, at Quantico, Virginia, from July 13, 1975 to September 25, 1975, inclusive, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Captain Charles A. Schuler, Patrol Bureau Headquarters, in a sum not to exceed $500 in attending the F.B.I. National Academy at Quantico, Virginia, will be defrayed by the Police Department's Police Travel Expense Fund, F.B. I. School.

AYES: Commissioners Buckley, Garner, Cardoza

The Commission then adjourned its meeting.

SECRETARY

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Minutes

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9 JULY 1975 REGULAR MEETING

The Police Commission of the City and County of San Francisco, met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, July 9, 1975, at 1730 hours, in regular session.

PRESENT: Commissioners Buckley, Garner

ABSENT: Commissioner Cardoza

Commissioner Buckley presiding.

The members of the Commission, having been furnished copies of the minutes of the meeting of July 2, 1975, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Garner, Buckley

RECOMMENDATIONS OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendations of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets be, and the same are hereby approved:

497 JUDSON AVENUE - DEPARTMENT OF PUBLIC WORKS

a) At 497 Judson Avenue, install an 80' red zone. to extend east of Light Pole #S-43.

3177 MISSION STREET - MANILA GROCERY & LIQUOR STORE

a) At 3177 Mission Street, remove parking meter MIS-3171.

b) At 3177 Mission Street, install a 22' yellow zone, to extend from 1' - 23' south of Powers Street.

1686 UNION STREET - WEST-ERHARD SEMINARS TRAINING

a) At 1686 Union Street, remove parking meter UN-1642.

b) At 1686 Union Street, install a 22' yellow zone, to extend from 6' east to 16' west of east line.

AYES: Commissioners Garner, Buckley

REVOKED

RESOLVED, that the recommendations of the Traffic Bureau on the revocation of 278 feet of green and white zones at various parts of the city at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Garner, Buckley

PERMISSION TO TAKE LEAVES OF ABSENCE - APPROVED

The requests of the following-named members of the Department for permission to take Leaves of Absence were approved:

MILITARY LEAVES - WITH PAY:

a) Police Officer Michael G. Edmond, Northern Police Station, for fifteen days, June 21, 1975 to July 5, 1975, inclusive.

b) Police Officer James F. Hennessy, Field Patrol Company, for two days, June 14, 1975 and June 15, 1975.

c) Police Officer Richard M. Huddleston, Southeast Police Station, for fifteen days, June 21, 1975 to July 5, 1975, inclusive.

d) Police Officer Gregory W. Winters, Traffic Bureau, for fifteen days, June 28, 1975 to July 12, 1975, inclusive.

AYES: Commissioners Garner, Buckley

RESOLUTION NO. 284-75

FRED BROWN AND HIS ATTORNEYS EDWARD STERN, STERN, STOTTER AND O'BRIEN

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Fred Brown in the sum of $13,248.27 in Superior Court Action No. 651-653 entitled "Fred Brown v. the City and County of San Francisco, et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: February 23, 1972

AYES: Commissioners Garner, Buckley

RESOLUTION NO. 285-75

PHILIP PRICE AND EARL PRICE AND THEIR ATTORNEYS EZRA HENDON, TREUHAFT, WALKER, NAWI AND HENDON

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Philip Price and Earl Price in the sum of $3,500 in Superior Court Action No. 639-225 entitled "Philip Price and Earl Price, Plaintiffs, vs. City and County of San Francisco, etc., et al., Defendants" as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: August 26, 1971

AYES: Commissioners Garner, Buckley

WEEKLY SICK REPORT

Chief of Police Donald M. Scott, submitted a report of members of the Department off duty due to sickness and disability for the week ending Saturday, July 5, 1975, at 2400 hours, as follows:

Daily average for the week, sick	45
Daily average for the week, disabled	64
TOTAL	109

Daily percentage for the week, sick	2.37
Daily percentage for the week, disabled	3.54
TOTAL	5.91

The report was ordered filed.

AYES: Commissioners Garner, Buckley

HEARING OF POLICE OFFICER PETER R. MALONEY

The hearing of Police Officer Peter R. Maloney, Mission Police Station, was called, it having been set for this date. Police Officer Peter R. Maloney was charged with violating the Rules and Procedures as follows:

SPECIFICATION NO. 1.

Striking a prisoner without lawful authority (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department

in a properly verified complaint by Kevin J. Mullen, Captain of Police, Commanding Officer of Mission Police Station, San Francisco Police Department.

Police Officer Peter R. Maloney appeared in person and was represented by George J. Engler, Attorney at Law.

Director of Personnel, Captain George Eimil, appeared as the Prosecutor for the Police Department.

The reading of the Charges was waived.

Police Officer Peter R. Maloney entered a plea of "Not Guilty" to Specification No. 1.

The following-named witnesses appeared for the Prosecution, were sworn and testified:

Captain Kevin Mullen, Commanding Officer Mission Police Station

Wallace E. Scharlan
1514-25th Street
San Francisco, California

Jesus S. Hernandez
541 Guerrero Street
San Francisco, California

Kenneth E. Benitez
182 Santa Barbara
Daly City, California

Sergeant George LaBrash
Mission Police Station

Sergeant Franklin Greer
Internal Affairs Bureau

Sergeant Bill R. Taylor
Internal Affairs Bureau

Sergeant Alexander Stevens
Internal Affairs Bureau

Sergeant Gerald G. Doane
Personnel Bureau

Police Officer Peter R. Maloney
Mission Police Station

The following exhibits were entered into Evidence by the Prosecution:

EXHIBIT NO. 1 - Two photographs of Mission Police Station.

EXHIBIT NO. 2 - Four arrest cards and transfer record.

EXHIBIT NO. 3 - Intra-departmental memorandum dated Monday, March 10, 1975. Subject: Complaint of excessive force used in the prison cell at the Mission Police Station.

EXHIBIT NO.4 - Intra-departmenal memorandum by Police Officer Peter R. Maloney of incident of excessive force.

EXHIBIT NO.5 - Photographs of Police Officers Kenneth J. Ingram and Peter R. Maloney.

EXHIBIT NO.6 - Interviews by Sergeant Frank Greer of Police Officer Peter R. Maloney, and Mr. Thomas Griffin.

A closing statement was then presented by Captain Goerge Eimil, Director of Personnel.

A closing statement was then presented by Mr. George J. Engler, Attorney at Law.

The Commission took the matter under submission and then recessed from 2045 hours to 2102 hours after which the following resolution was adopted:

RESOLUTION NO. 286-75

DECISION - HEARING OF POLICE OFFICER PETER R. MALONEY, MISSION POLICE STATION.

WHEREAS, on June 5, 1975, Kevin J. Mullen, Captain of Police, Commanding Officer Mission Police Station, made and served charges against Police Officer Peter R. Maloney, as follows:

SPECIFICATION NO. 1

(a) That on March 9, 1975, the accused did have occasion, while on duty, to be in the Mission Police Station at about 0330 hours.

(b) That a prisoner was creating a disturbance while locked in a cell demanding that he be allowed another telephone call;

(c) That the accused did enter the cell of the prisoner creating the disturbance and did, without lawful authority, kick the prisoner;

(d) Because of the above-stated conduct, the accused did violate Section 2.13 of the Rules and Procedures of the San Francisco Police Department, which reads, as follows:

"2.13 Any breach of the peace, neglect of duty, misconduct or any conduct on the part of any member either within or without the state which tends to subvert the good order, efficiency or discipline of the department or which reflects discredit upon the department or any member thereof or that is prejudical to the efficiency and discipline of the department, though such offenses are not specifically defined or laid down in these Rules and Procedures shall be considered unofficerlike conduct triable and punishable by the Board".

and

WHEREAS, a hearing on said charges was had before the Police Commission pursuant to Section 8.343

of the Charter of the City and County of San Francisco on Wednesday, July 9, 1975, and that on Wednesday, July 9, 1975, the matter was submitted to the Police Commission for decision; and

WHEREAS, the Police Commission finds that the said charges made and filed against Police Officer Peter R. Maloney, Mission Police Station, as contained in Specification No. 1,are sustained by the evidence presented at the hearing and that Police Officer Peter R. Maloney, violated Section 2.13 of the Rules and Procedures of the San Francisco Police Department; therefore be it

RESOLVED, that it is the order of the Police Commission that Police Officer Peter R. Maloney, be suspended for twenty (20) working days without pay commencing Thursday, July 10, 1975 at 0001 hours and terminating Wednesday, August 6, 1975 at 2400 hours.

Recesses taken in the
Hearing of Police Officer
Peter R. Maloney:
1925 hours to 1935 hours
2045 hours to 2102 hours

(The entire proceedings were
taken in shorthand form by
Dorsey A. McTaggart, C.S.R.)

AYES: Commissioners Garner, Buckley

The Commission then adjourned its meeting.

SECRETARY

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16 JULY 1975 REGULAR MEETING

Minutes

The Police Commission of the City and County of San Francisco, met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, July 16, 1975, at 1730 hours, in regular session.

PRESENT: Commissioners Buckley, Cardoza

ABSENT: Commissioner Garner

Commissioner Cardoza presiding.

The members of the Commission, having been furnished copies of the minutes of the meeting of July 9, 1975, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Buckley, Cardoza

RECOMMENDATIONS OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendations of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

700 COLUMBUS AVENUE - CAFFERATA RAVIOLI FACTORY

a) At 700 Columbus Avenue, install a 16' green zone, to extend from 5' - 21' west of Filbert Street.

1960 JACKSON STREET - CONSUL GENERAL OF SWEDEN FOR THE WESTERN UNITED STATES

a) At 1960 Jackson Street, revoke the existing 40' white zone.

b) At 1960 Jackson Street, install a 76' white zone, to extend from 16' - 92' west of the east line.

c) Permission to display portable No Parking signs in conjunction with this white zone.

#2 ROSE STREET - FILIPELLO & FILIPELLO

a) At #2 Rose Street, install a 36' green zone, to extend from 9'- 45' north of Market Street.

795 CLEMENTINA STREET - MILLICENT'S

a) At 795 Clementina Street, install an 18' yellow zone, to extend west of the east line.

911 MINNA STREET - ZIM'S RESTAURANTS

a) At 911 Minna Street, install a 25' yellow zone, to extend west of the east line.

AYES: Commissoners Buckley, Cardoza

REVOKED

RESOLVED, that the recommendations of the Traffic Bureau on the revocation of 249 feet of green and white zones at various parts of the city at the locations submitted, be, and the same are hereby approved.

AYES. Commissioners Buckley, Cardoza

RETIREMENT

Communication was received from the Retirement Board officially notifying the Police Commission of the retirement of Police Officer John P. Mulligan, for industrial disability, effective July 9, 1975.

The communication was ordered filed.

AYES; Commissioners Buckley, Cardoza

RESOLUTION NO. 287-75

CHARLES GALATTI

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Charles Galatti against the City and County of San Francisco in the sum of $18.00 as the result of a faulty tow,

be, and the same is hereby approved.

Date of Incident: March 11, 1975

AYES: Commissioners Buckley, Cardoza

RESOLUTION NO. 288-75

EVERETT R. HOLMBOE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Everett R. Holmboe against the City and County of San Francisco in the sum of $18.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: April 3, 1975

AYES: Commissioners Buckley, Cardoza

RESOLUTION NO. 289-75

REQUEST FOR A LEAVE OF ABSENCE WITHOUT PAY - APPROVED

RESOLVED, that the request of Public Service Trainee Joan C. Castro, Youth Services Bureau, for a Leave of Absence Without Pay from August 4, 1975 to August 15, 1975, inclusive, be, and the same is hereby approved.

AYES: Commissioners Buckley, Cardoza

RESOLUTION NO. 290-75

REQUEST FOR A LEAVE OF ABSENCE WITHOUT PAY - APPROVED

RESOLVED, that the request of Police Officer James K. Moore, Ingleside Police Station, for a Leave of Absence Without Pay from August 24, 1975 to November 5, 1975, inclusive, in order to campaign for the office of Supervisor of the City and County of San Francisco, be, and the same is hereby approved.

AYES: Commissioners Buckley, Cardoza

RESOLUTION NO. 291-75

REQUESTS FOR LEAVES OF ABSENCE WITHOUT PAY - APPROVED

RESOLVED, that the requests of the following named members of the Department for permission to take Leaves of Absence Without Pay be, and the same, are hereby approved:

a) Operations Analyst Jeanne McVeigh
Planning and Research

b) Fingerprint Technician Diane Mackin
Bureau of Criminal Information

AYES: Commissioners Buckley, Cardoza

NOTE: The Police Commission has been subsequently informed that even though the Commission passed these requests, the Civil Service Commission states that it is in violation of Section 13.10 of the Civil Service Rules.

WEEKLY SICK REPORT

Chief of Police Donald M. Scott, submitted a report of members of the Department off duty due to sickness and disability for the week ending Saturday, July 12, 1975, at 2400 hours, as follows:

Daily average for the week, sick	53
Daily average for the week, disabled	65
TOTAL	118
Daily percentage for the week, sick	2.86
Daily percentage for the week, disabled	3.63
TOTAL	6.49

The report was ordered filed.

AYES: Commissioners Buckley, Cardoza

RESOLUTION NO. 292-75

HEARING OF SERGEANT WILLIAM S. SISACK, CENTRAL POLICE STATION

WHEREAS, the hearing of Sergeant William S. Sisack was called, it having been set for this date; and

WHEREAS, Mr. James MacInnes, Attorney for Sergeant William S. Sisack, Central Police Station, has requested a continuance of the hearing before the Police Commission pending the appeal of the judgment of conviction returned against Sergeant Sisack recently in the U.S. District Court; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Sergeant William

S. Sisack is set for Wednesday, Agust 13, 1975, at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Cardoza

RESOLUTION 293-75

HEARING OF POLICE OFFICER KENNETH J. INGRAM, MISSION POLICE STATION.

WHEREAS, the hearing of Police Officer Kenneth J. Ingram was called, it having been set for this date; and

WHEREAS, Mr. Stephen Bruce Bley, Attorney for Police Officer Kenneth J. Ingram, Mission Police Station, has requested a continuance in this matter; therefore be it

RESOLVED, that the request of Mr. Stephen Bruce Bley for a continuance in the hearing of Police Officer Kenneth J. Ingram, Mission Police Station, be, and the same is hereby approved, and continued to Wednesday, August 20, 1975, at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Cardoza

RESOLUTION NO. 294-75

HEARING OF POLICE OFFICER JOHNNY J. BOSTIC, JUVENILE BUREAU

WHEREAS, the hearing of Police Officer Johnny J. Bostic, Juvenile Bureau, was called, it having been set for this date; and

WHEREAS, Police Officer Johnny J. Bostic has requested that a date for the hearing be set after the criminal proceedings have been disposed of in this matter; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Police Officer Johnny J. Bostic, is set for Wednesday, August 13, 1975 at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Cardoza

The Commission then adjourned its meeting.

SECRETARY

7-23-75
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23 JULY 1975 Minutes REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, July 23, 1975, at 1730 hours, in regular session.

PRESENT Commissioners Buckley, Garner, Cardoza

Commissioner Cardoza presiding.

The members of the Commission, having been furnished copies of the minutes of the meeting of July 16, 1975, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Buckley, Garner, Cardoza

RECOMMENDATIONS OF THE TRAFFIC BUREAU -- APPROVED

RESOLVED, that the recommendations of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

1401 & 1431 JUDAH STREET - DEPARTMENT OF PUBLIC WORKS

a) At 1401 Judah Street, install a 38' red zone, to extend from 25' - 63' west of 19th Avenue.

b) At 1431 Judah Street, install a 6' red zone, to extend from 95' - 101' west of 19th Avenue.

c) At 1431 - 1439 Judah Street, install a 14' red zone, to extend from 117' - 131' west of 19th AVenue.

SOUTH SIDE OF JUDAH STREET, WEST OF 9th AVENUE - DEPARTMENT OF PUBLIC WORKS

a) South side of Judah Street, west of 9th Avenue - install a 58' red zone.

b) South side of Judah Street, install a 13' red zone, to extend from 67' - 80' west of 9th Avenue.

c) South side of Judah Street, install a 32' red zone, to extend from 89' - 121' west of 9th Avenue.

1525-1557 HOWARD STREET - ROYAL MOTOR SALES

a) At 1525-1557 Howard Street, remove parking meter HOW-1533.

b) At 1525-1557 Howard Street, install a 19' red zone, to extend from 24' - 43' east of west property line.

c) At 1557 Howard Street, remove parking meter HOW-1537.

d) At 1557 Howard Street, install a 19' red zone, to extend from 9' - 28' east of the west property line of #1559 Howard Street.

2356 SUTTER STREET - MT. ZION HOSPITAL & MEDICAL CENTER

a) At 2356 Sutter Street, remove parking meters SUT-2328 and SUT-2330.

b) At 2356 Sutter Street, install a 42' white zone, to extend from 90' - 132' east of Divisadero Street.

c) Permission to display portable No Parking signs in conjunction with this white zone.

3457 SACRAMENTO STREET - GROCERY & LIQUOR STORE

a) At 3457 Sacramento Street, install a 26' yellow zone, to extend from 13' west to 13' east of east property line.

4299 MISSION STREET - METROPOLITAN PARKING CORP.

a) At 4299 Mission Street, install a 30' red zone, to extend from 50' - 80' north of Silver Avenue.

AYES: Commissioners Buckley, Garner, Cardoza

REVOKED

RESOLVED, that the recommendations of the Traffic Bureau on the revocation of 337 feet of green and white zones at various parts of the City at the locations submittted, be, and the same are hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

PERMISSION TO TAKE LEAVES OF ABSENCE - APPROVED

The requests of the following-named members of the Department for permission to take Leaves of Absence were approved:

MILITARY LEAVES - WITH PAY:

a) Sergeant Lawrence C. MacKenzie, Traffic Bureau, for eight days, July 12, 1975 to July 19, 1975, inclusive.

b) Police Officer James W. Bergstrom, Mission Police Station, for fourteen days, July 21, 1975 to August 3, 1975, inclusive.

c) Police Officer Robert A. Fitzer, Park Police Station, for fourteen days, July 21, 1975 to August 2, 1975, inclusive.

d) Police Officer Paul W. Husby, Traffic Bureau, for thirteen days, August 10, 1975 to August 22, 1975, inclusive.

e) Police Officer Dennis F. Martel, Bureau of Special Services, for fifteen days, July 26, 1975 to August 9, 1975, inclusive.

f) Police Officer Craig S. Piro, Field Patrol Company, for thirteen days, July 13, 1975 to July 26, 1975, inclusive.

g) Police Officer Robert C. Sudano, Ingleside Police Station, for eight days, June 19, 1975, June 26, 1975, July 3, 1975, July 10, 1975, July 12, 1975, July 13, 1975, July 31, 1975, August 7, 1975.

h) Police Officer Douglas L. Rowell, Central Police Station, for fifteen days, July 26,

1975 to August 9, 1975, inclusive.

i) Police Officer Thomas M. Strong, Taraval Police Station, for fifteen days, July 26, 1975 to August 9, 1975, inclusive.

j) Station Officer Richard K. Papazian, City Prison, for fourteen days, July 15, 1975 to July 27, 1975, inclusive.

WITHOUT PAY :-

k) Police Officer John E. Tursi, Southeast Police Station, for two days, July 12, 1975 and July 13, 1975.

AYES: Commissioners Buckley, Garner, Cardoza

RETIREMENTS

Communications were received from the Retirement Board officially notifying the Police Commission of the retirement of the following-named members of the Police Department:

a) Captain Eugene S. Caldwell, Airport, for service, effective July 9, 1975.

b) Sergeant Emmet A. Cooney, Traffic Bureau, for service, effective July 9, 1975.

c) Sergeant Edward C. Cosgrove, Traffic Bureau, for service, effective July 9, 1975.

d) Sergeant James Glafkides, Taraval Police Station, for service, effective July 9, 1975.

e) Sergeant Warren W. Hawes, Bureau of Criminal Information, for service, effective July 5, 1975.

f) Sergeant Kari J. Johnson, Mission Police Station, for service, effective July 9, 1975.

g) Sergeant Albert D. Laure, Traffic Bureau, for service, effective July 9, 1975.

h) Inspector William J. Aylward, Traffic Bureau, for service, effective July 9, 1975.

i) Inspector John J. Coffey, Bureau of Criminal Information, for service, effective July 2, 1975.

j) Inspector Kenneth A. Manley, Bureau of Inspectors, for service, effective July 9, 1975.

k) Inspector Nathaniel Pedrini, Intelligence Unit, for service, effective July 9, 1975.

l) Police Officer John J. Bird, Bureau of Criminal Information, for service, effective July 9, 1975.

m) Police Officer Albert M. Evans, Park Police Station, for service, effective July 12, 1975.

n) Police Officer Raymond F. Fortin, City Prison, for service, effective July 9, 1975.

o) Police Officer Charles T. Gretton, Richmond Police Station, for service, effective July 9, 1975.

p) Police Officer Raymond A. Hansen, Headquarters Company, for service, effective July 9, 1975.

q) Police Officer Stephen M. Hardy, Juvenile Bureau, for industrial disability, effective July 2, 1975.

r) Police Officer Denny D. Johnstone, Bureau of Criminal Information, for service, effective July 9, 1975.

s) Police Officer George A. O'Brien, Northern Police Station, for service, effective July 9, 1975.

t) Police Officer Glen E. Russell, Bureau of Criminal Information, for service, effective, July 10, 1975.

n) Police Officer Peter C. Zelis, Southern Police Station, for service, effective July 9, 1975.

The communications were ordered filed.

AYES. Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 296-75

THOMAS A. LUCCHESI

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Thomas A. Lucchesi against the City and County of San Francisco in the sum of $75.00 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: November 1, 1974

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 297-75

MARY LUD BALDWIN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Mary Lud Baldwin against the City and County of San Francisco in the sum of $20.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 25, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 298-75

ROBERT WESTERGARD AND JEANINE WESTERGARD, A MINOR AND THEIR ATTORNEYS RONALD P. PEROTTI, RYAN AND TABOR

RESOLVED, that the recommendation of the

City Attorney for settlement of litigation of Robert Westergard and Jeanine Westergard in the sum of $250.00 in Superior Court Action No. 661-859 entitled "Robert Westergard and Jeanine Westergard, Plaintiffs, vs. City and County of San Francisco, Defendants", as the result of damages sustained, be, and the same is hereby approved.

Date of Incident December 9, 1972

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 300-75

LEAVE OF ABSENCE WITHOUT PAY PENDING HEARING OF CHARGES - APPROVED.

WHEREAS, Police Officer Leonard H. Sweetman, Mission Police Station, was suspended without pay, effective 1000 hours, March 20, 1975, pending hearing of the charges before the Police Commission; and

WHEREAS, Police Officer Leonard H. Sweetman has requested a continuance of his hearing before the Police Commission until the completion of criminal action filed against him; therefore be it

RESOLVED, that Police Officer Leonard H. Sweetman, Mission Police Station, be placed on Leave of Absence Without Pay at his request for a period of thirty (30) days, commencing July 21, 1975, until his hearing before the Police Commission.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 303-75

REQUEST FOR A LEAVE OF ABSENCE WITHOUT PAY - APPROVED

RESOLVED, that the request of Parking Controlman Louise Hendleman, Traffic Bureau, for a Leave of Absence Without Pay from July 23, 1975 to October 14, 1975, inclusive, for personal reasons, be, and the same is hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 302-75

REQUEST FOR LEAVE OF ABSENCE WITHOUT PAY - APPROVED

RESOLVED, that the request of Clerk-Typist Ada C. Dea, Ceta employee Warrant Bureau, for a Leave of Absence Without Pay from August 14, 1975 to August 17, 1975, inclusive, for personal reasons, be,and the same is hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 295-75

REQUEST FOR A SUPPLEMENTAL APPROPRIATION

RESOLVED, that the Controller be, and he is hereby requested to draw a Supplemental Appropriation Ordinance in the amount of $37,824 from any fund designated by the Mayor or Controller, and credit it to the following appropriations in the amounts indicated:

Appropriation No. 5.161.216.000 Maintenance and Repair to Auto Equipment		$27,075
Appropriation No. 5.161.900.000 Services of Other Departments 311 Purchasing Department		
Permanent Wages	PGO	$ 8,374
Temporary Wages	PGO	873
Mandatory Fringe Benefits	PGO	1,502
		$37,824

to provide for adjustment in compensation for craft workers under Section 8.403 of the Charter, retroactive to July 1, 1975.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 301-75

REQUEST TO TRANSFER ALLOTTED FUNDS

RESOLVED, that the Controller be, and he is hereby requested to transfer allotted funds in the sum of $2,000 from Appropriation No. 4.161.110.000.000 (Permanent Salaries-Uniformed Force) to Appropriation No. 4.161.111.000.000 (Extra Duty-Uniformed Force) to provide funds for pending overtime payrolls for period ending June 30, 1975.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 299-75

REQUEST FOR SUPPLEMENTAL APPROPRIATION

RESOLVED, that the Controller be, and he is hereby requested to draw a Supplemental Appropriation Ordinance in the amount of $73,535 from the following appropriation number in the amount shown:

Appropriation No. 5.161.110.000
Permanent Salaries-
Uniformed Force $73,535

and credit it to the following appropriation in the amount indicated:

Appropriation No. 5.161.110.000
Permanent Salaries-
Uniformed Force $73,535

to reclassify five (5) vacant Q20 Policewoman positions as five (5) Q2 Police Officer positions effective August 1, 1975.

AYES: Commissioners Buckley, Garner, Cardoza

WEEKLY SICK REPORT.

Chief of Police Donald M. Scott, submitted a report of members of the Department off duty due to sickness and disability for the week ending Saturday, July 19, 1975, at 2400 hours as follows:

Daily average for the week, sick	54
Daily average for the week, disabled	72
TOTAL	126

Daily percentage for the week, sick	2.87
Daily percentage for the week, disabled	3.98
TOTAL	6.85

The report was ordered filed.

AYES: Commissioners Buckley, Garner, Cardoza

The Commission then adjourned its meeting.

SECRETARY

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DOCUMENTS
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Minutes

30 JULY,1975 REGULAR MEETING

The Police Commission of the City and County of San Francisco, met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, July 30, 1975, at 1730 hours, in regular session.

PRESENT: Commissioners Buckley, Garner, Cardoza

Commissioner Cardoza presiding.

The members of the Commission, having been furnished copies of the minutes of the meeting of July 23,1975, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Buckley, Garner, Cardoza

RECOMMENDATIONS OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendations of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

480 HAIGHT STREET - POPULAR MARKET

a) At 488 Haight Street, revoke the existing 36' yellow zone.

b) At 480 Haight Street, install a 28' yellow zone, to extend from 15' - 43' east of west line.

2331 PINE STREET - PINE STREET LAUNDRY

a) At 2325 Pine Street, revoke existing 25' yellow zone.

b) At 2331 Pine Street, install a 36' yellow zone, to extend east of the west property line.

3601 TARAVAL STREET - MUNICIPAL RAILWAY

a) At 3601 Taraval Street, install a 45' red zone, to extend west of 46th Avenue.

2201 Bush Street - MORRISANIA WEST, INC.

a) At 2201 Bush Street, permission be granted to display portable No Parking signs, to control 22' of curbing between driveways. (Driveway clearances will also be installed).

1351 POWELL STREET - SUN TONG LEE GROCERY STORE

a) At 1351 Powell Street, remove parking meter POW-1323.

b) At 1351 Powell Street, install an 18' yellow zone, to extend from 2' - 20' north of the south line.

2755 WEBSTER STREET - APARTMENT HOUSE

a) At 2755 Webster Street, install a 10' white zone, to extend from 24' - 34' south of Green Street.

b) Permission to display portable No Parking signs in conjunction with this white zone.

AYES: Commissioners Buckley, Garner, Cardoza

REVOKED

RESOLVED, that the recommendations of the Traffic Bureau on the revocation of 203 feet of yellow, white and green zones at various parts of the City at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

RETIREMENTS

Communications were received from the REtirement Board officially notifying the Police Commission of the retirement of the following-named members of the Police Department:

a) Lieutenant John P. Finn, Park Police Station, for service, effective July 9, 1975.

b) Sergeant Leo P. Maguire, Southern Police Station, for service, effective July 9, 1975.

c) Sergeant Jack Boone, Park Police Station, for service, effective July 9, 1975.

d) Police Officer Daniel F. Lynch, Bureau of Criminal Information, for service, effective July 9, 1975.

The communications were ordered filed.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 304-75

POLICE NARCOTIC FUND

RESOLVED, that the Controller be, and he is hereby requested to draw a voucher in favor of Chief of Police Donald M. Scott in the sum of $4,166 charging same to Appropriation No. 5.161.890.050.000 to cover narcotic fund disbursements for the month of August, 1975.

AYES: Commissioners Buckley,Garner, Cardoza

RESOLUTION NO. 305-75

POLICE CONTINGENT FUND

RESOLVED, that the Controller be, and he is hereby requested to draw a voucher in favor of Chief of Police Donald M. Scott in the sum of $3,333 charging same to Appropriation No. 5.161.890 .000.000 to cover contingent fund disbursements for the month of August, 1975.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 306-75

REQUEST TO TRANSFER UNALLOTTED FUNDS

RESOLVED, that the Controller be, and he is hereby requested to transfer unallotted funds in the sum of $100,000 from Appropriation No. 5.161.300.000.000 (Materials and Supplies) to Appropriation No. 5.315.391.000.000 (Purchaser's Fuel and Lubricants) to provide funds for the purchase of gasoline and oil for Police Vehicles at the Hall of Justice Service Station.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 307-75

REQUEST TO TRANSFER ALLOTTED FUNDS

RESOLVED, that the Controller be, and he is hereby requested to transfer allotted funds in the sum of $60,000.00 from Appropriation No. 5.161.110.000.000 (Permanent Salaries-Uniformed Force) to Appropriation No. 5.161.113.000.000 (Extended Work Week) as authorized by Ordinance No. 304-73, dated August 2, 1973.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 308-75

EXPENSES - APPROVED

RESOLVED, that the expenses in the amount of $6,274.40 submitted by the United States Department of State for reimbursement to the San Francisco Police Department for detailing the below-named member to the Ministry of Interior, Riyadh Survey Project in Saudi, Arabia, and Washington, D.C., said detail having been approved by the Chief of Police and the Police Commission be, and the same are hereby approved:

Captain Louis H. Feder, Director-Bureau of Criminal Information — $6,274.40

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 309-75

AUTHORIZING THE DEPARTMENT TO INSTITUTE A NEW SCHEDULE OF FEES FOR THE PROCESSING OF NON-CRIMINAL FINGERPRINTS EFFECTIVE JULY 31, 1975

WHEREAS, the Chief of Police has recommended that the Police Commission adopt a resolution authorizing the Police Department to institute a new schedule of fees for the processing of non-criminal fingerprints; and

WHEREAS, pursuant to a letter from the Office of General Administration, Department of Justice, Sacramento, California, whereby they are informing us that as of August 1, 1975, there will be an increase in cost for the processing of non-criminal fingerprints; therefore be it

RESOLVED, that on the recommendation of the Chief of Police, the adoption of a resolution authorizing the Police Department to institute a new schedule of fees for the processing of non-criminal fingerprints, be, and the same is hereby approved; and be it further

RESOLVED, that effective at 0001 hours, Thursday, July 31, 1975, the new schedule of fees will be as follows:

$9.50 for non-criminal fingerprints.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 310-75

CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY (CHINATOWN RICKSHAW PERMIT) HEARING TO REVOKE - CONTINUED FOR SIXTY (60) DAYS.

WHEREAS, there was granted to Edmund L. Jung on August 10, 1964, a permit and/or license for the operation of three (3) Chinatown Rickshaws; and

WHEREAS, pursuant to an investigation conducted by the Vehicle Inspection Detail of the San Francisco Police Department, the Chief of Police was advised that Edmund L. Jung was not operating his Chinatown Rickshaws and had not so operated said vehicle for a period in excess of ten (10) consecutive days and was, therefore, in violation of the provisions of Section 1079 of the Police Code; and

WHEREAS, Mr. Edmund L. Jung appeared before the Police Commission on Wednesday, July 30, 1975, and requested an extension of sixty (60) days to allow him to put his Chinatwon Rickshaws into operation; and

WHEREAS, the Police Commission feels that an additional extension of sixty (60) days should be granted to Mr. Jung to put his Chinatown Rickshaws back into operation; therefore be it

RESOLVED, that the request of Mr. Edmund L. Jung for an extension of sixty (60) days to September 29, 1975, to put his Chinatown Rickshaws into service, be, and the same is hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 311-75

REQUEST FOR A SUPPLEMENTAL APPROPRIATION

RESOLVED, that the Controller be, and he is hereby requested to draw a Supplemental Appropriation Ordinance in the amount of $15,984 from any fund designated by the Mayor or Controller, and credit it to the following appropriation in the amount indicated:

Appropriation No. 5.161.120.000
Temporary Salaries - Civilian $15,984

to provide funds for hiring two (2) 1424 Clerk-Typists on temporary requisition for the Traffic Bureau, effective September 3, 1975.

AYES: Commissioners Buckley, Garner, Cardoza

WEEKLY SICK REPORT

Chief of Police Donald M. Scott, submitted a report of members of the Department off duty due to sickness and disability for the week ending Saturday, July 26, 1975, at 2400 hours, as follows:

Daily average for the week, sick	60
Daily average for the week, disabled	66
TOTAL	126

Daily percentage for the week, sick	3.20
Daily percentage for the week, disabled	3.65
TOTAL	6.85

The report was ordered filed.

The Commission then adjourned its meeting.

SECRETARY

6 AUGUST 1975 Minutes REGULAR MEETING

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, August 6, 1975, at 1730 hours, in regular session.

PRESENT: Commissioners Buckley Garner, Cardoza

DOCUMENTS
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SAN FRANCISCO
PUBLIC LIBRARY

Commissioner Cardoza presiding.

The members of the Commission, having been furnished copies of the minutes of the meeting of July 30, 1975, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Buckley, Garner, Cardoza

PERMISSION TO TAKE LEAVES OF ABSENCE - APPROVED

The requests of the following-named members of the Department for permission to take Leaves of Absence were approved:

MILITARY LEAVES - WITH PAY:

a) Sergeant Lawrence C. MacKenzie, Traffic Bureau, for ten days, August 7, 1975 to August 16, 1975, inclusive.

b) Sergeant Walter A. Van Dehey, Southeast Station, for five days, August 5, 1975 September 9, 1975, October 14, 1975, November 25, 1975 and December 9, 1975.

c) Assistant Inspector Willie E. Johnson, Bureau of Inspectors, for fifteen days, August 2, 1975 to August 16, 1975, inclusive.

d) Police Officer Joseph Arone, Richmond Station, for fifteen days, July 26, 1975 to August 9, 1975, inclusive.

e) Police Officer Richard Barber, Southern Station, for twelve days, July 28, 1975 to August 8, 1975, inclusive.

f) Police Officer Ronald C. Black, Northern Station, for fifteen days, July 26, 1975 to August 9, 1975, inclusive.

g) Police Officer Daniel Boyd, Mission Station, for thirteen days, June 22, 1975 to July 4, 1975.

h) Police Officer Walter J. Garry, Field Patrol Company, for thirteen days, August 3, 1975 to August 15, 1975, inclusive.

i) Police Officer David V. O'Brien, Traffic Bureau, for fifteen days, July 26, 1975 to August 9, 1975, inclusive.

j) Parking Controlman Michael R. Murphy, Traffic Bureau, for fifteen days, July 26, 1975 to August 9, 1975.

AYES: Commissioners Buckley, Garner, Cardoza

RETIREMENTS

Communications were received from the Retirement Board officially notifying the Police Commission of the retirement of the following-named members of the Police Department:

a) Lieutenant Nicholas Galousin, Personnel Bureau, for service, effective July 9, 1975.

b) Police Officer Verne W. Rohme, Ingleside Station, for industrial disability, effective May 9, 1975.

c) Police Officer Gene P. Smith, Richmond Station, for industrial disability, effective March 19, 1975.

d) Storekeeper Joseph Keysar, Property Clerk's Office, for industrial disability, effective July 9, 1975.

The communications were ordered filed.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 312-75

GERALD GERACI

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Gerald Geraci against the City and County of San Francisco in the sum of $136.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 14, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 313-75

ANGELO ROGORA AND CALIFORNIA STATE AUTOMOBILE ASSOCIATION

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Angelo Rogora and the California State Automobile Association against the City and County of San Francisco in the sum of $203.35 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: March 15, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 314-75

LARRY A. SCHMIDT AND OHIO CASUALTY GROUP

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Larry A. Schmidt and the Ohio Casualty Group against the City and County of San Francisco in the sum of $185.56 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: March 13, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 315-75

KAREN D. DAVIS

RESOLVED, that the recommendation of the City Attorney for settlement of Small Claims Court Action No. 312-807 in the sum of $20.00 in favor of Karen D. Davis as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 22, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 316-75

REQUEST FOR LEAVE OF ABSENCE WITHOUT PAY -APPROVED

RESOLVED, that the request of Station Officer Robert Brady, Park Police Station, for a Leave of Absence Without Pay from August 22, 1975 to September 22, 1975, inclusive, for personal reasons, be, and the same is hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 322-75

REQUESTS FOR LEAVES OF ABSENCE WITHOUT PAY - APPROVED.

RESOLVED, that the requests of the following-named members of the Department for permission to accept temporary appointments as Q-50 Sergeants for an indefinite period commencing July 9, 1975 be, and the same are hereby approved.

a) Police Officer Albert Alves, Mission Station.

b) Police Officer Felix W. Buckley, Mission Station.

c) Police Officer Rene F. Del Carlo, Traffic Bureau.

d) Police Officer Edmund J. DeMartini, Taraval Station.

e) Police Officer James J. Maguire, Traffic Bureau.

f) Police Officer Martin F. Moser, Traffic Bureau.

g) Police Officer Edward M. Murray, Northern Station.

h) Police Officer James C. McCarthy Mission Station.

AYES: Commissioners Buckley, Garner, Cardoza

PERMISSION TO ACCEPT A REWARD - APPROVED

The request of Police Officer Robert Musante, Mission Police Station, for permission to accept an unsolicited reward of a gift valued at approximately $10.00 from Mrs. Louise McDonald, for his part in the apprehension and arrest of a burglary suspect, be, and the same is hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 317-75

CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY (LIMOUSINE PERMIT) - HEARING TO REVOKE.

WHEREAS, there was granted to Royal H. Hutchings on October 30, 1961, a permit and/or license for the oepration of one (1) limousine permit; and

WHEREAS, pursuant to an investigation conducted by the Vehicle Inspection Detail of the San Francisco Police Department, the Chief of Police was advised that Royal N. Hutchings was not operating his limousine and had not so operated said vehicle for a period in excess of ten (10) consecutive days and was, therefore, in violation of the provisions of Section 1079 of the Police Code: and

WHEREAS, Mr. Hutchings appeared before the Police Commission on Wednesday, July 2, 1975, and on Wednesday, August 6, 1975, and requested an extension of two weeks to allow him to put his limousine into operation; and

WHEREAS, the Police Commission feels that an additional extension of two weeks should be granted Mr. Hutchings to put his limousine back into operation; therefore be it

RESOLVED, that the request of Mr. Hutchings for an extension of two weeks to August 20, 1975, to put his limousine into service, be, and the same is hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

WEEKLY SICK REPORT

Chief of Police Donald M. Scott, submitted a report of members of the Department off duty due to sickness and disability for the week ending Saturday, August 2, 1975, at 2400 hours, as follows:

Daily average for the week, sick	64
Daily average for the week, disabled	68
TOTAL	132
Daily percentage for the week sick	3.42
Daily percentage for the week, disabled	3.68
TOTAL	7.10

The report was ordered filed.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 318-75

POLICE OFFICER JOHNNY J. BOSTIC, JUVENILE BUREAU

WHEREAS, on Saturday, April 5, 1975 at 0800 hours, Donald M. Scott, Chief of Police, San Francisco Police Department, suspended from duty without pay , Police Officer Johnny J. Bostic, Juvenile Bureau, pending hearing before the Police Commission on charges to be filed against him; and

WHEREAS, on April 9, 1975, Agustius B. Bruneman, Captain of Police, Commanding Officer of the Juvenile Bureau, made and served charges against Police Officer Johnny J. Bostic, reading as follows:

SPECIFICATION NO. 1

Breach of the peace (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department).

WHEREAS, the Police Commission set Wednesday, August 13, 1975 as the date for the hearing on charges filed against Police Officer Johnny J. Bostic; and

WHEREAS, Chief of Police Donald M. Scott announced that the Police Department was in receipt of the resignation of Police Officer Johnny J. Bostic from the San Francisco Police Department; said resignation effective July 31, 1975, which resignation was accepted with the condition that the services of Police Officer Johnny J. Bostic have been unsatisfactory and that he does not resign in good standing; therefore be it

RESOLVED, that the charges of violating the Rules and Procedures of the San Francisco Police Department filed against Police Officer Johnny J. Bostic, be, and the same are hereby continued off calendar.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 319-75

HEARING OF CAPTAIN EDWARD J. LAHERTY JR., OPERATION CENTER

WHEREAS, the hearing of Captain Edward J. Laherty, Jr., Operation Center, was called, it having been set for this date; and

WHEREAS, Mr. Stephen Bruce Bley, Attorney at Law, who is representing Captain Edward J. Laherty, Jr., has requested a continuance in this matter; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Captain Edward J. Laherty, Jr., is set for Wednesday, August 27, 1975, at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 320-75

HEARING OF POLICE OFFICER LEONARD H. SWEETMAN, MISSION POLICE STATION

WHEREAS, the hearing of Police Officer Leonard H. Sweetman, was called, it having been set for this date; and

WHEREAS, Mr. George Walker, Attorney at Law, who is representing Police Officer Leonard H. Sweetman, has requested that a date for the hearing be set after the criminal proceedings have been disposed of in this matter; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Police Officer Leonard H. Sweetman, is set for Wednesday, August 27, 1975, at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 321-75

STATION OFFICER ALWIN B. CARPENTER, MISSION POLICE STATION.

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Station Officer Alwin B. Carpenter, as follows:

SPECIFICATION NO. 1

Failure to obey a lawful order issued by the Chief of Police (Violation of Section 4.01 of the Rules and Procedures of the San Francisco Police Department.)

by Kevin J. Mullen, Captain of Police, Commanding Officer of Mission Police Station; therefore be it

RESOLVED, that the hearing before the Police Commission on charges filed against Station Officer Alwin B. Carpenter, Mission Police Station, be, and the same is hereby set for Wednesday, September 3, 1975, at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Garner, Cardoza

RE HEARING OF ROBERT J. MACEY

The re hearing of the case of former Police Officer Robert J. Macey was called in compliance with a Court Order received from the Honorable Joseph G. Kennedy, Judge of the Superior Court, which commanded

the Police Commission to set aside its decision dated January 30, 1974, in the adminstrative proceeding entitled "Hearing of Police Officer Robert J. Macey Northern Police Station," and to conduct a re-hearing and reconsider their action in the light of new medical evidence, care and treatment of Mr. Robert J. Macey at the Kaiser Hospital Facility in San Francisco.

Mr. Robert J. Macey appeared in person and was represented by Mr. Michael J. Mandel, Attorney at Law.

Captain George Eimil appeared as Prosecutor for the Police Department.

Captain Eimil, Director of Personnel, submitted the transcript of the hearing of January 30, 1974, and it was stipulated by both attorneys that it would be submitted into evidence for this hearing.

Mr. Michael J. Mandel, Defense Attorney, made opening remarks and moved to strike school records, personnel records and testimony of Lieutenant Willis Casey and Sergeant Phillip Barsetti, entered into evidence at the previous hearing of Mr. Robert J. Macey. The Police Commission, through President Cardoza, denied Mr. Mandel's motion.

The following-named witness appeared for the Defense was sworn and testified:

James J. Zelko, M.D.
Kaiser Medical Facility
San Francisco, California.

There were no witnesses called on behalf of the Prosecution.

Exhibits entered into evidence by the Prosecution at the previous hearing were entered into evidence for this hearing by stipulation of both attorneys.

The following exhibits were introduced into Evidence by the Defense:

Exhibit A - Copy of Medical Report addressed to Mr. George J. Engler, Attorney at Law, from Dr. James J.Zelko, dated May 22, 1974, re Robert J. Macey.

Exhibit B — Copy of Workmans Compensation Appeals Board records pertaining to Robert J. Macey, File No.C5-0183.

Exhibit C — Copy of a prescription for an elastic hinged knee cap cage for Robert J. Macey prescribed by Dr. John F. Cowan.

A closing statement was made by Captain George Eimil, Director of Personnel.

A closing statement was made by Michael J. Mandel, Attorney at Law.

The Commission took the matter under submission at 1950 hours, and will render a decision in the re-hearing of the case of Robert J. Macey on Wednesday, August 20, 1975 at 1730 hours, in Room 551, Hall of Justice.

(Recess taken in the hearing of Robert J. Macey:

1856 hours to 1908 hours)

AYES: Commissioners Buckley, Garner, Cardoza

(The entire proceedings were taken in shorthand form by Dorsey A. McTaggart, C.S.R.)

The Commission then adjourned its meeting.

SECRETARY

Minutes

13 AUGUST 1975 REGULAR MEETING

DOCUMENTS
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The Police commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, 13 August 1975, at 1730 hours, in regular session.

PRESENT: Commissioners Buckley, Garner, Cardoza

Commissioner Cardoza presiding.

The members of the Commission, having been furnished copies of the minutes of the meeting of August 6, 1975, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Buckley, Garner, Cardoza

RECOMMENDATIONS OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendations of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

5799 MISSION STREET - VIOLA SEED COMPANY

a) At 5791 Mission Street, revoke existing 20' green zone.

b) At 5799 Mission Street, install a 40' yellow zone, to extend from 10' - 50' north of Oliver.

c) At 5799 Mission Street, install a 22' green zone, to extend from 50' - 72' north of Oliver.

957 COLE STREET - CHRISTIAN COMMUNITY OF SAN FRANCISCO

a) At 957 Cole Street, install a 19' white zone, to extend from 9' - 28' north of Parnassus.

b) Permission to display portable No Parking signs in conjunction with this white zone.

c) Remove parking meter COE-929.

44 MONTEREY BOULEVARD - CHRISTIAN BROS CARPETING

a) At 44 Monterey Boulevard, revoke the existing 27' green zone.

b) At 44 Monterey Boulevard, install a 37' green zone, to extend from 10' east to 27' west of the east building line of #44 Monterey.

#21-35 FELL STREET - VARIOUS

a) At 21 Fell Street, revoke existing 44' yellow zone.

b) At 35 Fell Street, revoke existing 42' yellow zone.

c) At #21-35 Fell Street, install a 103' yellow zone, to extend from 33' west to 70' east of the west line of #35 Fell Street.

1198 HOWARD STREET, 199 -8th STREET & 169-8th STREET , 695 NATOMA STREET - S.F. COMMUNITY REHABILITATION CENTER

a) At 1198 Howard Street, install a 17' white zone, to extend from 80' - 97' east of 8th Street.

b) At 199 - 8th Street, install a 22' white zone, to extend from 19' - 41' north of Howard Street - (remove parking meter 8S-159)

c) At 169 - 8th Street, install an 18' white zone, to extend from 4' - 22' south of Natoma - (remove parking meter 8S-147)

d) At 695 Natoma Street, install an 18' white zone, to extend from 130' - 148' east of 8th Street.

e) Permission to display portable No Parking signs in conjunction with these white zones -- signs to read "Physically Handicapped Loading".

AYES: Commissioners Buckley, Garner, Cardoza

REVOKED

RESOLVED, that the recommendations of the Traffic Bureau on the revocation of 387 feet of green, yellow and white zones at various parts of the City at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

PERMISSION TO TAKE LEAVES OF ABSENCE - APPROVED

The requests of the following-named members of the Department for permission to take Leaves of Absence were approved:

MILITARY LEAVES - WITH PAY:

a) Police Officer Brian M. D'Arcy, Ingleside Police Station, for eleven days, July 21, 1975 to August 1, 1975, inclusive.

b) Police Officer John J. Moroschok, Bureau of Special Services, for fourteen days, August 3, 1975 to August 16, 1975, inclusive.

c) Police Officer Eugene C. Reed, Park Police Station, for thirteen days, July 13, 1975 to July 25, 1975, inclusive.

MILITARY LEAVE - WITHOUT PAY:

d) Building and Grounds Patrolman Ronald L. Fong, Field Patrol Company, for fifteen days, August 9, 1975 to August 23, 1975, inclusive.

AYES: Commissioners Buckley, Garner, Cardoza

RETIREMENTS

Communications were received from the Retirement Board officially notifying the Police Commission of the retirement of the following-named members of the Police Department:

a) Sergeant John P. Bulen, Ingleside Police Station, for service, effective July 28, 1975.

b) Sergeant Julius P. Hiett, Richmond Police Station, for service, effective July 23, 1975.

c) Inspector Earl T. O'Brien, Juvenile Bureau, for industrial disability, effective July 24, 1975.

d) Inspector William Van Laak, Bureau of Inspectors, for service, effective August 6, 1975.

e) Police Officer Paul L. Anderson, Traffic Bureau, for service, effective July 23, 1975.

f) Police Officer Edward W. Bigarani, Richmond Police Station, for service, effective August 6, 1975.

g) Police Officer Albert J. Gordon, Taraval Police Station, for service, effective July 23, 1975.

h) Police Officer Joseph E. Gordon, Richmond Police Station, for service, effective July 23, 1975.

i) Police Officer Richard K, Heiney, Pistol Range, for service, effective July 19, 1975.

j) Police Officer Elmer M. Hirtzel, Bureau of Criminal Information(Communications), for service, effective July 31, 1975.

k) Police Officer Alvin L. Johnston, Mission Police Station, for service, effective July 23, 1975.

The communications were ordered filed.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 323-75

HELEN COMEAUX

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Helen Comeaux against the City and County of San Francisco in the sum of $18.00 as the result of a faulty tow,

be, and the same is hereby approved.

Date of Incident: February 12, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 324-75

MIR PARVIZ TAGHAVI AND HIS ATTORNEYS CONKLIN, DAVIDS AND FRIEDMAN

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Mir Parviz Taghavi in the sum of $1,750 in Superior Court Action No. 657-547 entitled "Mir Parviz Taghavi vs. City and County of San Francisco, et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Accident: August 29, 1972

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 325-75

LARRY ALLEN SHOTT AND HIS ATTORNEY JACK C. RUNNION

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Larry Allen Shott in the sum of $850 in Superior Court Action No. 614 456 entitled, "Larry Allen Shott, etc., et al. vs. City and County of San Francisco", as the result if damages sustained, be, and the same is hereby approved.

Date of Accident: March 29, 1969

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 326-75

LINDA GRANT AND UNIGARD INSURANCE GROUP

RESOLVED, that the recommendation of the

City Attorney for settlement of the claim of Linda Grant and Unigard Insurance Group against the City and County of San Francisco in the sum of $375.14 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: February 1, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 327-75

TERUKO RICH

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Teruko Rich against the City and County of San Francisco in the sum of $20.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: January 8, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 328-75

KENNETH L. AND IRIS HURBERT

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Kenneth L. and Iris Hurbert against the City and County of San Francisco in the sum of $250 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: January 15, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 329-75

BIBLIOGRAPHY FOR PROMOTIVE EXAMINATIONS FOR Q50 SERGEANT OF POLICE AND Q35 ASSISTANT INSPECTORS-APPROVED.

WHEREAS, under the provisions of Section 35 of the Charter, Bibliographies for promotional

examination for Q50 Sergeant of Police and Q35 Assistant Inspector, must be adopted by resolution of the Police Commission and submitted to the Civl Service Commission requesting examinations for said positions; and

WHEREAS, a list of Bibliographies for the positions of Q50 Sergeant of Police and Q35 Assistant Inspector has been submitted to the Police Commission, as follows:

SERGEANT OF POLICE

Patrol Officer's Manual Vol. I, Vol. II	Bureau of Personnel and Training
California Criminal Law	Fricke - 10th Edition Legal Book Store
Municipal Traffic Code	Purhcasing Department City & County of San Francisco
Municipal Police Code	Purchasing Department City & County of San Francisco
California Vehicle Code	State Printing Office

Sections: Division 1
Division 3 - Chapter 1
Division 4
Division 6 - Chapter 1 and 4
Division 10
Division 11
Division 12 - Chapters 1 through 5
Division 14
Division 14.5
Division 14.7
Division 14.8
Division 15
Division 16.7
Division 17

Municipal Police Adminstration	International City Managers Association 1971 Edition
Police Supervisory Practice	Osterloh - 1975 John Wiley & Sons, New York

ASSISTANT INSPECTOR

Patrol Officer's Manual Vol. I, Vol. 2 (Excluding UE-1, UE-2, UE-3, P-I, P-II, P-IV, T-III and T-IV)	Bureau of Personnel & Training

California Criminal Law	Fricke - 10th Edition Legal Book Store
Fundamentals of Criminal Investigation	Charles O'Hara Third Edition, 4th Printing, Thomas Publishing Company
Criminal Interrogation	Aubry & Caputo 1972 - Second Edition Thomas Publishing Co.
Evidence Handbook for Police	Fisher Traffic Institute Northwestern University
Search and Seizure	Fisher - 1970 Traffic Institute Northwestern University

and

WHEREAS, the Police Commission does hereby approve the above-listed Bibliographies for the positions of Q50 Sergeant of Police and Q35 Assistant Inspector contingent upon the approval and adoption by the Civil Service Commission; therefore be it

RESOLVED, that the above-listed Bibliographies for the positions of Q50 Sergeant of Police and Q35 Assistant Inspector are hereby submitted to the Civil Service Commission for their approval and adoption.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 330-75

REQUEST FOR SUPPLEMENTAL APPROPRIATION

RESOLVED, that the Controller be, and he is hereby requested to draw a Supplemental Appropriation Ordinance in the amount of $6,604,264 from the following:

Any fund designated by the Mayor or Controller	$6,599,086
Appropriation No. 5.725.900.161 Airport Commission	5,178
	$6,604,264

and credit it to the following approriations in the amounts indicated:

Appropriation No. 5.161.110.000 Permanent Salaries-Uniformed Force		$4,174,963
Appropriation No. 5.161.110.001 Permanent Salaries-Civilian		2,372
Appropriation No. 5.161.111.000 Extra Duty -Uniform Force		118,755
Appropriation No. 5.161.111.002 Overtime-Uniform Force-Police Youth Program		4,959
Appropriation No. 5.161.112.000 Holiday Pay - Uniform Force		112,491
Appropriation No. 5.161.110.019 Differential Pay - Uniform Force		9,787
Appropriation No. 5.161.110.725 Airport Permanent Salaries ;U.F.		3,285
Appropriation No. 5.161.863.000 Mandatory Fringe Benefits Transfer to 5.697.860.000		$2,177,652
		$6,604,264

to provide funds for salary adjustments of the Uniform Force retroactive to July 1, 1975, and for the adjustments of related appropriations.

AYES: Commissioners Buckley, Garner, Cardoza

TRANSFER OF TAXICAB PERMIT - APPROVED

The matter of the transfer of the right to operate a taxicab by the following-named person was called for hearing, it having been advertised in the official newspaper in accordance with the provisions of ordinance applying thereto. The Transferor and Transferee appeared in person and were not represented by counsel. The Commission approved the transferof whatever right, title or interest the within-named transferor might have to operate a taxicab to the within-named transferee; said approval contingent upon the transferee filing with the Police Commission the appropriate bond and/or insurance policy as provided by the Police Code:

TRANSFEROR	TRANSFEREE	NO. OF PERMITS
John P. Ford 3180 Summit Road San Bruno, California	William S. Cardiel 618 Maple Avenue South San Francisco, Calif.	1

AYES: Commissioners Buckley, Garner, Cardoza

TRANSFER OF JITNEY BUS PERMIT - APPROVED

The matter of the transfer of the right to operate a jitney bus by the following-named person was called for hearing, it having been advertised in the official newspaper in accordance with the provisons of ordinance applying thereto. The Transferor did not appear in person and was not represented by counsel. The Transferee appeared in person and was not represented by counsel. The Commission approved the transfer of whatever right, title or interest thewithin-named transferor might have to operate a jitney bus to the within-named transferee; said approval contingent upon the transferee filing with the Police Commission the appropriate bond and/or insurance policy as provided by the Police Code:

TRANSFEROR	TRANSFEREE	NO.OF PERMITS
Francis C. Santiago 17 Glenbrook Avenue Daly City, California	Kenneth D. Gillespie 2209 Hale Street Burlingame, California	1

(Route: Mission Street-Ferry to Sickles Avenue)

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 331-75

UNIFORM SPECIFICATIONS OF THE SAN FRANCISCO POLICE DEPARTMENT - AMENDED

RESOLVED, that effective at 0000 hours, Thursday, August 14, 1975, the following amendment to the Uniform Specifications of the San Francisco Police Department, be, and the same is hereby approved:

RULE 7.27
Amended

Shall not when on duty in uniform and not acting in an undercover capacity when on duty in civilian attire wear jewelry or personal ornaments which are visible except:

1) Wrist Watch

2) A total of two conservative rings.

3) Conservative type tie bar or tiw tack.

AYES: Commissioners Buckley, Garner, Cardoza

WEEKLY SICK REPORT

Chief of Police Donald M. Scott, submitted a report of members of the Department off duty due to sickness and disability for the week ending Saturday, August 9, 1975, at 2400 hours, as follows:

Daily average for the week, sick	52
Daily average for the week, disabled	79
TOTAL	131
Daily percentage for the week, sick	2.71
Daily percentage for the week, disabled	4.28
TOTAL	6.99

The report was ordered filed.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 332-75

CLERK-TYPIST JOHNNIE V. BROWN, TRAFFIC BUREAU

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Clerk-Typist Johnnie V. Brown, as follows:

SPECIFICATION NO.1

Neglect of duty (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department)

SPECIFICATION NO. 2

Failure to report industrial injury within prescribed time (Violation of Section 5.51.1 of the Rules and Procedures of the San Francisco Police Department)

by Edward B. Cummins, Director of Traffic, therefore be it

RESOLVED, that the hearing before the Police Commission on charges filed against Clerk-Typist Johnnie V. Brown, Traffic Bureau, be, and the same is hereby set for Wednesday, August 27, 1975, at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 333-75

HEARING OF SERGEANT WILLIAM S. SISACK, CENTRAL POLICE STATION

WHEREAS, the hearing of Sergeant William S. Sisack was called, it having been set for this date; and

WHEREAS, Mr. James Martin MacInnes, attorney for Sergeant William S. Sisack, Central Police Station, has requested a continuance of the hearing before the Police Commission pending the appeal of the judgment of conviction returned against Sergeant Sisack recently in the U. S. District Court; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Sergeant William S. Sisack, is set for Wednesday, September 17, 1975, at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Garner, Cardoza

HEARING OF APPEAL OF SUSPENSION WITHOUT PAY OF POLICE OFFICER FRANK E. WALKER, SOUTHEAST POLICE STATION.

The hearing of the appeal of suspension of Police Officer Frank E. Walker was called, it having been set for this date. Officer Walker appeared in person and was represented by Mr. Stephen Bruce Bley, Attorney at Law.

Captain George Eimil, Director of Personnel, appeared as Prosecutor for the Police Department.

The following-named witnesses appeared for the Prosecution, were sworn and testified:

Lieutenant William C. Scheffler
Southeast Police Station

Sergeant Stephen Driscoll
Bureau of Communications

The following-named witness appeared for the Defense, was sworn and testified:

Police Officer Frank E. Walker
Southeast Police Station

The following exhibits were entered into Evidence by the Prosecution:

EXHIBIT 1 - Intra-Departmental Report by Captain Dermott J. Creedon re detail to Communications, dated March 26, ,975.

EXHIBIT 2 - Intra-Departmental Report by Police Officer Frank Walker re reporting to Communications, dated May 9, 1975.

Captain George Eimil, Director of Personnel, presented oral argument on behalf of the Prosecution.

Mr. Stephen Bruce Bley, Attorney at Law, presented oral argument on behalf of the Defense.

At the conclusion of the testimony the Police Commission recessed from 1820 hours to 1833 hours, after which the following resolution was adopted:

RESOLUTION NO. 334-75

DECISION - HEARING OF APPEAL OF SUSPENSION WITHOUT PAY OF POLICE OFFICER FRANK E. WALKER, SOUTHEAST POLICE STATION.

WHEREAS, Police Officer Frank E. Walker,

Southeast Police Station, was suspended without pay by the Chief of Police pursuant to Section 8.343 of the Charter of the City and County of San Francisco, and Rule 3.06 of the Rules and Procedures of the San Francisco Police Department, for a period of one (1) day, effective 0001 hours, Tuesday, May 20, 1975, and terminating at 0001 hours, Wednesday, May 21, 1975; and

WHEREAS, pursuant to Rule 5.160 of the Rules and Procedures of the San Francisco Police Department, Police Officer Frank E. Walker, Southeast Police Station, did file with the Secretary of the Police Commission a written appeal of his suspension by the Chief of Police; and

WHEREAS, a hearing on said suspension was heard by the Police Commission on Wednesday, August 13, 1975; and on Wednesday, August 13, 1975, the matter was submitted to the Police Commission for decision; and

WHEREAS, the Police Commission finds that said charges made and filed against Police Officer Frank E. Walker are sustained by the evidence presented at the said hearing held on August 13, 1975, and that Police Officer Frank E. Walker violated Section 2.45 of the Rules and Procedures of the San Francisco Police Department; therefore be it

RESOLVED, that it is the order of the Police Commission that the suspension of Police Officer Frank E. Walker, Southeast Police Station, from duty without pay for one (1) day effective 0001 hours, Tuesday, May 20, 1975, and terminating at 0001 hours, Wednesday, May 21, 1975, be, and the same is hereby affirmed and approved.

(The entire proceedings were taken in shorthand form by Hearing Reporter Dorsey A. McTaggart, C.S.R.)

AYES: Commissioners Buckley, Garner, Cardoza

The Commission then adjourned its meeting.

SECRETARY

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20 AUGUST 1975 REGULAR MEETING

Minutes

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, August 20, 1975, at 1730 hours, in regular session.

PRESENT: Commissioners Buckley, Garner, Cardoza

Commissioner Cardoza presiding.

The members of the Commission having been furnished copies of the minutes of the meeting of August 13, 1975, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Buckley, Garner, Cardoza

RECOMMENDATIONS OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendations of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

1300 SEVENTH STREET - GLIDDEN-DURKEE

a) At 1300 Seventh Street, install a 22' yellow zone, to extend from 15' - 37' south of Hubbell.

b) At 1300 Seventh Street, install a 20' yellow zone, to extend from 67' - 87' south of Hubbell.

400 JUDAH STREET - DONUTS AND THINGS, INC.

a) At 400 Judah Street, install a 40' yellow zone, to extend from 15' - 55' west of Ninth Avenue.

1100 HYDE STREET - MR. SIDNEY JAFFE

a) At 1100 Hyde Street, revoke 20' of existing green zone.

b) At 1100 Hyde Street, install a 20' yellow zone, to extend from 16' - 36' north of California Street.

2190 BROADWAY - HILL & COMPANY

a) At 2190 Broadway, install a 15' red zone between driveways, and 4' red east of the driveways.

b) At 2188 Broadway, install 4' of red each side of the driveway to the parking area.

AYES: Commissioners Buckley, Garner, Cardoza

REVOKED

RESOLVED, that the recommendations of the Traffic Bureau on the revocation of 169 feet of green and white zones at various parts of the City at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

PERMISSION TO TAKE LEAVES OF ABSENCE - APPROVED

The requests of the following-named members of the Department for permission to take Leaves of Absence were approved:

MILITARY LEAVES - WITH PAY:

a) Police Officer Robert R. Crosat, Southeast Police Station, for fifteen days, July 19, 1975 to August 2, 1975, inclusive.

b) Police Officer Stephen A. Johnson, Narcotics Bureau, for fifteen days, August 16, 1975 to August 30, 1975, inclusive.

c) Inspector Robert S. Sleadd, Bureau of Inspectors, for twenty-nine days, September 1, 1975 to September 29, 1975, inclusive.

d) Police Officer Charles J. Keohane, Mission Police Station, for twelve days, August 18, 1975 to August 29, 1975, inclusive.

e) Police Officer Daniel O'Leary, Northern Police Station, for fourteen days, August 11, 1975 to August 24, 1975, inclusive.

f) Police Officer William K. White, Traffic Bureau, for thirteen days, July 13, 1975 to July 25, 1975, inclusive.

g) Captain Mario Amoroso, Bureau of Criminal Information, for fourteen days, August 24, 1975 to September 6, 1975, inclusive.

AYES: Commissioners Buckley, Garner, Cardoza

NOTE: Above listed members (b,c,d,e and g) were approved but subject to the termination of the present prevailing police strike.

RESOLUTION NO. 335-75

OCTAVIO ROBLETO AND HIS ATTORNEYS JOSEPH SANDELL, BOCCARDO, BLUM, LULL, NILAND, TEERLAND & BELL.

RESOLVED, that the recommendation of the City Attorney for settlement of Judgment in Superior Court Action No. 660-114 in the sum of $2,500 in favor of Octavio Robleto, et al., as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: August 23, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 336-75

GILBERT ZUNIGA

RESOLVED, that the recommendation of the City Attorney for settlement of unlitigated claim of Gilbert Zuniga against the City and County of San Francisco in the sum of $987.90 as the result of damages sustained, be, and the same is hereby approved.

Date of Accident: October 22, 1974

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 337-75

REQUEST FOR A LEAVE OF ABSENCE WITHOUT PAY - APPROVED

RESOLVED, that the request of Police Officer Robert H. Wardlaw, for permission to take a Leave of Absence Without Pay for an indefinite period commencing August 6, 1975, to accept a temporary appointment as Q50 Sergeant, be, and the same is hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 338-75

LEAVE OF ABSENCE WITHOUT PAY PENDING HEARING OF CHARGES - APPROVED

WHEREAS, Sergeant William S. Sisack, Central Police Station, was suspended without pay effective 0800 hours, Friday, January 17, 1975, pending hearing of the charges before the Police Commission; and

WHEREAS, Sergeant William S. Sisack, has requested a continuance of his hearing before the Police Commission pending the appeal of the judgment of conviction returned against him recently in the U.S. District Court; therefore be it

RESOLVED, that Sergeant William S. Sisack, Central Police Station, be placed on Leave of Absence Without Pay at his request for a period of three (3) months commencing August 17, 1975, be, and the same is hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 339-75

LEAVE OF ABSENCE WITHOUT PAY PENDING HEARING OF CHARGES - APPROVED

WHEREAS, Police Officer Leonard H. Sweetman, Mission Police Station, was suspended without pay effective 1000 hours, March 20, 1975, pending hearing of the charges before the Police Commission; and

WHEREAS, Police Officer Leonard H. Sweetman has requested a continuance of his hearing before the Police Commission until the completion of criminal action filed against him; therefore be it

RESOLVED, that Police Officer Leonard H. Sweetman, Mission Police Station, be placed on Leave of Absence Without Pay at his request for a period of thirty (30) days, commencing August 21, 1975, until his hearing is held before the Police Commission, be, and the same is hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 340-75

REQUEST FOR LEAVE OF ABSENCE WITHOUT PAY-DISAPPROVED

RESOLVED, that the request of Sergeant William J. Hemby, Mission Police Station, for a Leave of Absence Without Pay from August 15, 1975 to August 26, 1975, inclusive, in order to deveop and submit a multi-regional grant request to the Office of Criminal Planning, Sacramento, California, be, and the same is hereby disapproved.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 341-75

REQUEST TO TRANSFER UNALLOTTED FUNDS

RESOLVED, that the Controller be, and he is hereby requested to transfer unallotted funds in the sum of $7,500 to Appropriation No. 5.161.958. 000 000 (Community Relations, Miscellaneous Expenses) to provide funds for summer programs.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 342-75

AUTHORIZING ATTENDANCE OF CHIEF OF POLICE DONALD M. SCOTT AT THE EIGHTY-SECOND ANNUAL CONFERENCE OF THE INTERNATIONAL ASSOCIATION OF CHIEFS OF POLICE TO BE HELD IN DENVER,COLORADO, FROM SEPTEMBER 13, 1975 TO SEPTEMBER 18, 1975, INCLUSIVE.

RESOLVED, that pursuant to the provisions

of Ordinance No. 4567, Chief of Police Donald M. Scott be, and he is hereby granted permission to attend the Eighty-Second Annual Conference of the International Association of Chiefs of Police to be held in Denver, Colorado, from September 13, 1975 to September 18, 1975, inclusive; and be it further

RESOLVED, that a sum not to exceed $540.00 be allowed to defray necessary expenses incurred in such attendance.

AYES: Commissioners Buckley, Garner, Cardoza

NOTE: Above approval subject to the termination of the present prevailing police strike.

TRANSFER OF JITNEY BUS PERMIT - APPROVED

The matter of the transfer of the right to operate a jitney bus by the following-named person was called for hearing, it having been advertised in the official newspaper in accordance with the provisions of ordinance applying thereto. The Transferor and Transferee appeared in person and were not represented by counsel. The Commission approved the transfer of whatever right, title or interest the within-named transferor might have to operate a jitney bus to the within-named transferee; said approval contingent upon the transferee filing with the Police Commission the appropriate bond and/or insurance policy as provided by the Police Code:

TRANSFEROR	TRANSFEREE	NO. OF PERMITS
Robert D. Boone 2083-D Olivera Street Concord, California	Jose T. Murguia 241 Moultrie Street San Francisco, California	1

(Route: Mission Street-Ferry to Sickles Avenue)

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 343-75

CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY (JITNEY BUS PERMIT) - HEARING TO REVOKE - CONTINUED FOR THIRTY (30) DAYS.

WHEREAS, there was granted to Tony J.Tsuvalis

on February 14, 1955, a permit and/or license for the operation of one (1) jitney bus; and

WHEREAS, pursuant to an investigation conducted by the Vehicle Inspection Detail of the San Francisco Police Department, the Chief of Police was advised that Tony J. Tsuvalis was not operating his jitney bus and had not so operated said vehicle for a period in excess of ten (10) consecutive days and was, therefore, in violation of the provisions of Section 1079 of the Police Code; and

WHEREAS, Tony J. Tsuvalis appeared before the Police Commission on Wednesday, August 20, 1975, and requested an extension of thirty (30) days to allow him to put his jitney bus into operation; and

WHEREAS, the Police Commission feels that an additional extension of thirty (30) days should be granted to Mr. Tsuvalis to put his jitney bus back into operation; therefore be it

RESOLVED, that the request of Mr. Tony J. Tsuvalis for an extension of thirty (30) days to September 19, 1975, to put his jitney bus into service, be, and the same is hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 344-75

RECOMMENDATIONS OF THE AWARDS COMMITTEE - APPROVED

RESOLVED, that the following-named members of the Police Department be, and they are hereby granted Awards of Valor, Gold Medal, Silver Medal, Bronze Medal, and Meritorious Conduct Awards under the provisions of Section 5.119 of the Rules and Procedures of the San Francisco Police Department as approved by the Awards Committee on Monday, August 18, 1975:

*Police Officer James F. Hennessey	Gold Medal of Valor
**Sergeant Richard A. Seelig	Silver Medal of Valor
Assistant Inspector James J. Hampton	Bronze Medal of Valor
Assistant Inspector William F. Gilbert	Bronze Medal of Valor
Assistant Inspector John Peter Otten	Bronze Medal of Valor

Police Officer James L. Baca	Bronze Medal of Valor
Police Officer James E. Balovich	Bronze Medal of Valor
Police Officer Obria (nmi) Boyd	Bronze Medal of Valor
Police Officer James M. Chase	Bronze Medal of Valor
Police Officer Gary B. Fox	Bronze Medal of Valor
Police Officer Paul D. Gossman	Bronze Medal of Valor
Police Officer James B. Hall	Bronze Medal of Valor
Police Officer Daniel A. Hampton, Sr.	Bronze Medal of Valor
Police Officer Terry L. Hart	Bronze Medal of Valor
Police Officer Paul C.Morse	Bronze Medal of Valor
Police Officer David (nmi) Roccaforte	Bronze Medal of Valor
Police Officer Steven T. Smith	Bronze Medal of Valor
Inspector George R. Huegle	Meritorious Conduct Award
Inspector John E. McKenna	Meritorious Conduct Award
Inspector Diamuid J. Philpott	Meritorious Conduct Award
Inspector Albert L. Podesta	Meritorious Conduct Award
Inspector Ronald D. Schneider	Meritorious Conduct Award
Inspector Timothy L. Simmons	Meritorious Conduct Award

* Changed from Bronze Medal of Valor to Gold Medal of Valor on recommendation of Police Commission.

** Changed from Bronze Medal of Valor to Silver Medal of Valor on recommendation of the Police Commission.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 345-75

REWARDS GRANTED TO MEMBERS OF THE POLICE DEPARTMENT

WHEREAS, the following-named members of the Police Department have been commended for courageous service under the provisions of Section 5.119 of the Rules and Procedures of the San Francisco Police Department at a meeting of the Awards Committee, held on Monday, August 18, 1975; and

WHEREAS, Chief of Police Donald M. Scott has recommended to the Police Commission that the said members be rewarded under the provisions of Section 8.405(a) of the Charter of the City and County of San Francisco; therefore be it

RESOLVED, that Police Officer James F. Hennessey, be, and he is hereby awarded a Gold Medal of Valor and granted a reward of $200 as provided for under said section of the Charter; and be it further

RESOLVED, that Sergeant Richard A. Seelig, be, and he is hereby awarded a Silver Medal of Valor and granted a reward of $100 as provided for under said section of the Charter; and be it further

RESOLVED, that Assistant Inspectors James J. Hampton, William F. Gilbert, John Peter Otten, Police Officers James L. Baca, James E. Balovich, Obria (nmi) Boyd, James M. Chase, Gary B. Fox, Paul D. Gossman, James B. Hall, Daniel A. Hampton, Sr., Terry L. Hart, Paul C. Morse, David Roccaforte, and Steven T. Smith, be, and they are hereby awarded a Bronze Medal of Valor and granted a reward of $50 each as provided for under said section of the Charter, and be it further

RESOLVED, that Inspectors George R. Huegle, John E. McKenna, Diamiud J. Philpott, Albert L. Podesta, Ronald D. Schneider, and Timothy L. Simmons, be, and they are hereby awarded Meritorious Conduct Awards and granted a reward of $50 each as provided for under said section of the Charter.

AYES: Commissioners Buckley, Garner, Cardoza

WEEKLY SICK REPORT

Chief of Police Donald M. Scott, submitted a report of members of the Department off duty due to sickness and disability for the week ending Saturday, August 16, 1975,at 2400 hours, as follows:

Daily average for the week, sick	52
Daily average for the week, disabled	75
TOTAL	127
Daily percentage for the week, sick	2.72
Daily percentage for the week, disabled	4.08
TOTAL	6.80

The report was ordered filed.

AYES: Commissioners Buckley, Garner, Cardoza

DECISION -- RE- HEARING OF ROBERT J. MACEY

The decision originally scheduled to be announced at today's meeting was delayed because of Dr. Washington Garner's vacation. However, due to prevailing strike conditions, Dr.Garner was recalled from his vacation and was present at today's meeting.

Since the parties in this matter had been notified that there would be a weeks delay in rendering this decision, it was decided that even though Dr. Garner is now present that the decision would be continued one week.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 346-75

HEARING OF POLICE OFFICER KENNETH J. INGRAM, MISSION POLICE STATION.

WHEREAS, the hearing of Police Officer Kenneth J. Ingram was called, it having been set for this date; and

WHEREAS, Captain of Inspectors, Mortimer F. McInerney, has requested a continuance in this matter; therefore be it

Resolved, that the request of Captain of Inspectors, Mortimer F. McInerney, for a continuance in the hearing of Police Officer Kenneth J. Ingram, Mission Police Station, be, and the same is hereby approved, and continued to Wednesday, September 3, 1975, at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Garner, Cardoza

The Commission then adjourned its meeting

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27 AUGUST 1975 REGULAR MEETING

Minutes

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, August 27, 1975, at 1730 hours, in regular session.

PRESENT: Commissioners Buckley, Garner, Cardoza

Commissioner Cardoza presiding.

STATEMENT BY MARVIN E. CARDOZA, PRESIDENT, SAN FRANCISCO POLICE COMMISSION - RE: THE FIRST POLICE STRIKE IN THE HISTORY OF SAN FRANCISCO.

"The first police strike in the history of the City of San Francisco has ended, but not without causing a deep and serious rift between the residents of this city and the police department. Sadly, many citizens and policemen, too, believe the trauma and ill-will generated by last week's activities have driven a deep wedge between these two natural allies. It is this critical issue upon which we must now focus.

Our primary responsiblity must now be to come together--to rebuild and restore confidence and credibility in our police department and among our citizens. Frankly, it will be a difficult job, but one which must be accomplished.

The reason for pursuing this course should be abundantly clear. The support and respect of every citizen is vital in fighting crime. Without it, police are waging a losing battle.

I'd like to also emphasize a point which is often misunderstood.

No one has to be in law enforcement. I'd like to believe that those of us who are in law enforcement also believe in the dignity of the law and are dedicated to doing the best possible job.

But all too frequently, policemen and policewomen are expected to do that which we do not require of ourselves. In the eyes of our citizens they must be above reproach, scrupulously honest, virtually without a fault.

They must not make mistakes, and if they do, we criticize them unmercifully. We citizens expect policemen and policewomen to handle all situations with finesse, tact and competence.

We expect them to risk their lives to apprehend lawbreakers. And we expect our officers to be enthusiastic, perform their jobs at top efficiency, and never complain or gripe (as we all do), yet we citizens refuse to take the time to acquaint ourselves with their working conditions at the district station or wherever they may be.

If the streets of San Francisco are to be truly safe for all citizens--and that is the real issue--not only policemen, but citizens must accept the responsibility that law enforcement is everybody's business. Through a strong relationship of mutual trust and respect, everyone can win. Cooperation, not dissension, is key to this effort.

San Francisco is fortunate, indeed, to have as its Chief of Police, Donald Scott. He is a top professional, capable in every respect. Last week he did an outstanding job under most trying circumstances. Chief, thanks for a job well done. Please convey our thanks to the men and women who performed so well last week."

CHIEF DONALD M. SCOTT SUBMITTED THE FOLLOWING REPORT TO THE POLICE COMMISSION. - RE: PRELIMINARY REPORT ON UNLAWFUL ACTS IN CONNECTION WITH STRIKE.

CO. A — One private vehicle - extreme damage
3 sets of keys missing (returned)
1 tire punctured on private vehicle
1 private vehicle damaged

CO. B — Negative

CO. C — Sergeant's locker opened, property therein damaged, pay check missing.

CO. D — 8 tires flattened on 2 private vehicles of police who worked.

CO. E — Parking Controlman incident. Patrol Special incident. Damage to sergeant's private auto.

CO. F — Negative.

CO. G — Negative.

CO. H — Reports of physical assault on striking officer - uniform slashed.

CO. I — Wires removed from 3 police vehicles.
Tires flattened on 1 private vehicle.

Police Commission - Negative.

Personnel - 4 tires flattened at Co. I.
4 tires flattened on police vehicle at Co. I.

Patrol Bur. Headquarters - 2 tires flattened on Dept. vehicle.

Juvenile Bur. - 2 tires slashed on private vehicle.

Bur. Inspectors - 2 tires slashed on private vehicle.
2 tires slashed on police vehicle.
(See additional Bur. Insp. on Page 2)

Legal - 4 tires slashed on police vehicle (Co.I).
2 threatening phone calls.

Field Patrol Co. - Tires slashed on 2 private vehicles.
1 phone call.

Bur. Criminal Information - Misconduct by civilian employee.
1 police vehicle - tires slashed
Scattered incidents of attempted radio channel jamming.

Traffic Bur. - 5 solos, spark plug wires missing.
1 3-wheel m/c, spark plug wires missing.
Keys to 9 vehicles missing.
2 tires slashed - police vehicles.
1 private vehicle - body damage.
4 tires punctured on private vehicle.
Storm grates removed from trough in parking lot.

Bur. Special Services - Negative.

Intelligence - Negative.

Police Garage - 79 tires slashed - repairable.
9 tires slashed beyond repair.
2 ignition sets cut.
1 rear window shattered in parking lot, Ahern & Harriet.
Electrical door system damaged at 7th St. exit.
Approx. 350 sets of keys stolen from garage office - recovered.

Internal Affairs Bur. - 4 tires cut, antenna broken (at Co. I) police vehicle.
2 tires flattened - police vehicle.
Pickets blocked exit of Lt. & Sgt.

City Prison - Negative.

General Office - Negative.

Narcotics - 2 tires slashed on police vehicle.
3 tires slashed on private vehicle.
1 tire slashed on police vehicle.
2 tires flattened on police vehicle.

Bur. Inspectors (additional)
2 tires slashed on police vehicle.
2 tires slashed on police vehicle.
2 tires slashed on police vehicle.
2 tires slashed on police vehicle.
1 private auto boosted.

The members of the Commission having been furnished copies of the minutes of the meeting of August 20, 1975, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Buckley, Garner, Cardoza

RETIREMENTS

Communications were received from the Retirement Board officially notifying the Police Commission of the retirements of the following-named members of the Police Department:

a) Captain Dermott J. Creedon, Southeast Police Station, for service, effective July 9, 1975.

b) Inspector Roy E. Kramer, Bureau of Inspectors, for industrial disability, effective June 1, 1975.

c) Police Officer Peter M. Gurnari, Southeast Police Station, for industrial disability, effective September 2, 1975.

d) Police Officer Robert F. Schaadt, Traffic Bureau, for service, effective August 1, 1975.

The communications were ordered filed.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 347-75

MARK ALFRED KLAHN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Mark Alfred Klahn against the City and County of San Francisco in the sum of $100.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: February 27, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 348-75

REQUEST TO TRANSFER ALLOTTED FUNDS

RESOLVED, that the Controller, be, and he is hereby requested to transfer allotted funds in the sum of $47,000 from Appropriation No. 5.161.110.000 (Permanent Salaries--Uniformed Force) to Appropriation No. 5.161.113.000 (Extended Work Week-Uniformed Force) to provide funds for pending time rolls for period ending July 22, 1975 and August 5, 1975.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 349-75

POLICE NARCOTIC FUND

RESOLVED, that the Controller be, and he is hereby requested to draw a voucher in favor of Chief of Police Donald M. Scott in the sum of $4,166 charging same to Appropriation No. 5.161.890.050 to cover narcotic disbursements for the month of September, 1975.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 350-75

POLICE CONTINGENT FUND

RESOLVED, that the Controller, be, and he is hereby requested to draw a voucher in favor of Chief of Police Donald M. Scott in the sum of $3,333 charging same to Appropriation No. 5.161.890.000 to cover contingent fund disbursements for the month of September, 1975.

AYES: Commissioners Buckley, Garner, Cardoza

TRANSFER OF TAXICAB PERMIT - APPROVED

The matter of the transfer of the right to operate a taxicab by the following-named person was called for hearing, it having been advertised

in the official newspaper in accordance with the provisions of ordinance applying thereto. The transferor did not appear in person but was represented by Samuel Pomerantz, Vice President of Veterans Taxicab Company. The Transferee appeared in person and was not represented by counsel. The Commission approved the transfer of whatever right, title or interest the within-named transferor might have to operate a taxicab to the within-named transferee; said approval contingent upon the transferee filing with the Police Commission the appropriate bond and/or insurance policy as provided by the Police Code:

TRANSFEROR	TRANSFEREE	NO.OF PERMITS
Veterans Taxicab Co. 1501 Harrison Street San Francisco, Calif.	Mrs. Alice Peterson 1250 Jones Street San Francisco, Calif.	1

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 351-75

AUTHORIZING ACCEPTANCE BY THE SAN FRANCISCO POLICE DEPARTMENT OF A HORSE FROM MS. PAIGE PEDERSON, 8096 DICK COOK ROAD, LOOMIS, CALIFORNIA.

RESOLVED, that the recommendation of the Chief of Police that the San Francisco Police Department be allowed to accept a horse from Ms. Paige Pederson, 8096 Dick Cook Road, Loomis, California, to be used by the Mounted Unit for regular patrol duties providing that it passes all tests administered by the Mounted Unit proving it capable of handling all services required, be, and the same is hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

WEEKLY SICK REPORT

Chief of Police Donald M. Scott submitted a report of members of the Department off duty due to sickness and disability for the week ending Saturday, August 23, 1975, at 2400 hours, as follows:

Daily average for the week, sick	45
Daily average for the week, disabled	80
TOTAL	125

Daily percentage for the week, sick 2.36

Daily percentage for the week, disabled 4.37

TOTAL 6.73

The report was ordered filed.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 352-75

DECISION -REHEARING OF ROBERT J. MACEY

WHEREAS, the Superior Court of the State of California in and for the City and County of San Francisco in action No. 687-32 issued a pre-emptory writ of mandamus commanding that within ninety (90) days from the date of said pre-emptory writ the Commission's decision on January 30, 1974, be set aside, and further that a rehearing be conducted to reconsider its action in light of new medical evidence pertaining to Officer Macey's care and treatment at the Kaiser Hospital in San Francisco, and the decision of January 30, 1974, was set aside and a rehearing was held on August 6, 1975; and

WHEREAS, the Commission finds that Officer Robert J. Macey was not discharged from the Police Department of the City and County of San Francisco on January 30, 1974, for medical reasons but he was discharged for giving false testimony before the Retirement Board of the City and County of San Francisco; and

WHEREAS, after reviewing all evidence submitted at the rehearing, we find that Officer Macey did give false testimony before the Retirement Board of the City and County of San Francisco on December 5, 1973, and that such conduct reflects discredit upon the San Francisco Police Department thereby violating its rules; therefore be it

RESOLVED, that it is the order of this Commission that the dismissal from the San Francisco Police Department of Robert J. Macey on January 30, 1974, be, and the same is hereby sustained.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 353-75

HEARING OF CAPTAIN EDWARD J. LAHERTY, JR., OPERATION CENTER.

WHEREAS, the hearing of Captain Edward J. Laherty, Jr., Operation Center, was called, it having been set for this date; and

WHEREAS, Mr. Stephen Bruce Bley, Attorney at Law, who is representing Captain Edward J. Laherty, Jr., has requested a continuance in this matter; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Captain Edward J. Laherty, Jr., is set for Wednesday, September 10, 1975, at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 354-75

POLICE OFFICER LEONARD H. SWEETMAN

WHEREAS, on Thursday, March 20, 1975 at 1000 hours, Donald M. Scott, Chief of Police, San Francisco Police Department, suspended from duty without pay, Police Officer Leonard H. Sweetman, Mission Police Station, pending hearing before the Police Commission on charges to be filed against him; and

WHEREAS, on March 22, 1975, Jeremiah P. Taylor, Captain of Police, Supervising Captain, made and served charges against Police Officer Leonard H. Sweetman, reading as follows:

SPECIFICATION NO. 1

Violation of Section 487 of the Penal Code of the State of California (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department)

WHEREAS, the Police Commission set Wednesday, August 27, 1975 as the date for the hearing on charges filed against Police Officer Leonard H. Sweetman; and

WHEREAS, Chief of Police Donald M. scott announced that the Police Department was in receipt of the resignation of Police Officer Leonard H. Sweetman from the San Francisco Police Department;

said resignation effective August 26, 1975, which resignation was accepted with the condition that the services of Police Officer Leonard H. Sweetman have been unstaisfactory and that he does not resign in good standing; therefore be it

RESOLVED, that the charges of violating the Rules and Procedures of the San Francisco Police Department filed against Police Officer Leonard H. Sweetman, be, and the same are hereby continued off calendar.

AYES: Commissioners Buckley, Garner, Cardoza

HEARING OF CLERK-TYPIST JOHNNIE V. BROWN

The hearing of Clerk-Typist Johnnie V. Brown, Traffic Bureau, was called, it having been set for this date. Clerk-Typist Johnnie V. Brown was charged with violating the Rules and Procedures as follows:

SPECIFICATION NO. 1

Neglect of duty (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department)

SPECIFICATION NO. 2

Failure to report industrial injury within prescribed time (Violation of Section 5.51.1 of the Rules and Procedures of the San Francisco Police Department)

in a properly verified complaint by Edward B. Cummins, Director of Traffic, San Francisco Police Department.

Clerk-Typist Johnnie V. Brown, having been properly notified did not appear, and was not represented by Counsel.

Captain of Inspectors, Mortimer F. McInerney, appeared as the Prosecutor for the Police Department.

The reading of the Charges was waived.

The following named witnesses appeared for the Prosecution, were sworn and testified:

Captain Edward B. Cummins
Director of Traffic

Lieutenant Gerald D'Arcy
Traffic Bureau

Sergeant Lawrence McKenzie
Traffic Bureau

Sergeant George Lockhart
Traffic Bureau

Officer John Lacerich
Traffic Bureau

A closing statement was then presented by Captain Mortimer F. McInerney, Captain of Inspectors.

The Commission took the matter under submission and will render a decision on Wednesday, September 3, 1975 at 1730 hours, in Room 551, Hall of Justice.

(The entire proceedings were taken in shorthand form by Hearing Reporter Dorsey A. McTaggart, C.S.R.)

AYES: Commissioners Buckley, Garner, Cardoza

The Commission then adjourned its meeting.

SECRETARY

DOCUMENTS

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3 SEPTEMBER 1975 REGULAR MEETING

Minutes

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, September 3, 1975, at 1730 hours, in regular session.

PRESENT: Commissioners Buckley, Garner, Cardoza

Commissioner Cardoza presiding.

The members of the Commission having been furnished copies of the minutes of the meeting of August 27, 1975, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Buckley, Garner, Cardoza

RECOMMENDATIONS OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendations of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be,and the same are hereby approved:

900 FRONT STREET - WESTERN STATES BANKCARD ASSOCIATION

a) At 900 Front Street, install a 42' white zone, to extend from 58' - 100' north of Vallejo Street.

b) Permission to display portable No Parking signs in conjunction with this white zone.

775 FILBERT STREET - AA-1 JIM & SONS

a) At 775 Filbert Street, install a 20' green zone, to extend from 3' - 23' east of Mason Street.

481 O'FARRELL STREET - BUDGET MARKET

a) At 481 O'Farrell Street, install a 25' yellow zone, to extend from 15' east to 10' west of the east building line.

698 TAYLOR STREET - 693 SUTTER BUILDING

a) At 698 Taylor Street, install a 22' yellow zone, to extend from 57' - 79' south of Sutter Street.

b) Remove parking meter TAY-624,

1800 MASON STREET - LA CONTADINA RESTAURANT

a) At 1800 Mason Street, revoke existing 22' green zone.

b) At 1800 Mason Street, install a 22' white zone, to extend from 9' - 31' north of Union.

c) Permission to display portable No Parking signs in conjunction with this white zone.

1200 WASHINGTON STREET - DEPT. OF PUBLIC WORKS

a) At 1200 Washington Street, install a 30' red zone, to extend west of Jones Street. (The Department of Public Works will place pavement bars at this location to insure keeping this space clear.)

AYES: Commissioners Buckley, Garner, Cardoza

REVOKED

RESOLVED, that the recommendations of the Traffic Bureau on the revocation of 215 feet of green and white zones at various parts of the City at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

RETIREMENTS

Communications were received from the Retirement Board officially notifying the Police Commission of the retirements of the following-named members of the Police Department:

a) Lieutenant Joseph M. May, Bureau of Personnel, for industrial disability, effective August 5, 1975.

b) Lieutenant John D. Schultz, Taraval Police Station, for industrial disability, effective November 15, 1975.

c) Police Officer James D. Puccetti, Mission Police Station, for industrial disability, effective July 2, 1975.

d) Senior Stenographer Alice E. Abbott, Bureau of Personnel, for industrial disability, effective June 1, 1975.

The communications were ordered filed.

AYES: Commissioners Buckley, Garner, Cardoza

TRANSFER OF JITNEY BUS PERMIT - CONTINUED ONE WEEK

The matter of the transfer of the right to operate a jitney bus by the following-named person was called for hearing. As it had not been advertised in the official newspaper in accordance with the provisions of the ordinance applying thereto; said transfer has been continued to September 10,1975.

TRANSFEROR	TRANSFEREE	NO. OF PERMITS
Tony Tsuvalis 642 Cayuga Avenue San Francisco, Calif.	Jorge Arrospide 830 Laguna Street San Francisco, Calif.	1

Route - Mission Street - Ferry to Sickles Avenue

AYES: Commissioners Buckley, Garner, Cardoza

WEEKLY SICK REPORT

Chief of Police Donald M. Scott, submitted a report of members of the Department off duty due to sickness and disability for the week ending Saturday, August 30, 1975, at 2400 hours, as follows:

Daily average for the week, sick	51
Daily average for the week, disabled	75
TOTAL	126
Daily percentage for the week, sick	2.67
Daily percentage for the week, disabled	4.08
TOTAL	6.75

The report was ordered filed.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 355-75

POLICY MANUAL SECTION 3.25, "REFUSAL TO WORK" - APPROVED.

WHEREAS, at the Police Commission meeting of June 18,1975, the Commission adopted a Policy Manual to become effective upon distribution of copies to all members of the department; and

WHEREAS, since it will take several months to prepare sufficient copies of this manual, the Police Commission does hereby direct the Chief of Police to publish Section 3.25 in a Permanent Order which is to be distributed to each member of the department; and

WHEREAS, Section 3.25 reads as follows:

"REFUSAL TO WORK. The alternative to law and its enforcement is anarchy and its resulting devastation. An officer's commitment to public service and professional ethics precludes his engaging in strikes or similar concerted activities. For these reasons police officers do not have the right to strike or to engage in any work stoppage or slow-down. It is the policy of this Department to seek the removal from office of any officer or civilian employee who plans or engages in any such strike, work stoppage or slowdown."

therefore be it,

RESOLVED, that Section 3.25 of the Police Manual of the San Francisco Police Department shall

become effective at 0000 hours, Thursday, September 4, 1975.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 356

DECISION - HEARING OF CLERK-TYPIST JOHNNIE V. BROWN, TRAFFIC BUREAU - CONTINUED TO SEPTEMBER 24, 1975.

WHEREAS, the decision on the hearing of Clerk-Typist Johnnie V. Brown, Traffic Bureau, was called, it having been set for this date; and

WHEREAS, Clerk-Typist Johnnie V. Brown, appeared in person and stated that because of illness she was unable to appear at her hearing on Wednesday, August 27, 1975, and today she was requesting a continuance in this matter in order that she may present evidence in her behalf; therefore be it

RESOLVED, that the request of Clerk-Typist Johnnie V. Brown, Traffic Bureau, for a continuance in the decision of her hearing in order that she may present evidence in her behalf, be, and the same is hereby approved and continued to Wednesday, September 24, 1975, at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Garner, Cardoza

HEARING OF STATION OFFICER ALWIN B. CARPENTER, MISSION POLICE STATION

The hearing of Station Officer Alwin B. Carpenter, Mission Police Station, was called, it having been set for this date. Station Officer Alwin B. Carpenter was charged with violating the Rules and Procedures as follows:

SPECIFICATION NO. 1

Failure to obey a lawful order issued by the Chief of Police (Violation of Section 4.01 of the Rules and Procedures of the San Francisco Police Department.)

in a properly verified complaint by Kevin J. Mullen, Captain of Police, Commanding Officer of Mission Police Station, San Francisco Police Department.

Station Officer Alwin B.Carpenter appeared in person and was represented by Stephen Bruce Bley, Attorney at Law.

Director of Personnel, Captain George Eimil, appeared as the Prosecutor for the Police Department.

The charges were read by Captain Eimil, Director of Personnel, and it was stipulated by both attorneys that they be submitted into evidence.

Station Officer Alwin B. Carpenter entered a plea of "Not Guilty" to Specification No. 1.

A closing statement was then presented by Captain George Eimil, Director of Personnel.

A closing statement was then presented by Mr. Stephen Bruce Bley, Attorney at Law.

The Commission took the matter under submission and then recessed from 1808 hours to 1824 hours, after which the following resolution was adopted:

RESOLUTION NO. 367-75

DECISION - HEARING OF STATION OFFICER ALWIN B. CARPENTER, MISSION POLICE STATION.

WHEREAS, on August 5, 1975, Kevin J. Mullen, Captain of Police, Commanding Officer of Mission Police Station, made and served charges against Station Officer Alwin B. Carpenter, as follows:

SPECIFICATION NO. 1

a) That on or about July 28, 1975, the Chief of Police directed a written order to the accused to appear at the Bureau of Internal Affairs and submit to a polygraph examination on matters narrowly and specifically related to the duties of the accused as a station officer;

b) That the circumstances leading to said written order to the accused were lawful, proper and necessary to assist in an internal investigation of alleged misconduct by a member of the San Francisco Police Department;

c) That on or about July 31, 1975, at approximately 1500 hours, the accused did appear at the Bureau of Internal Affairs as ordered;

d) That at the aforesaid time and place, the accused refused to submit to the polygraph examination as ordered by the Chief of Police, after having been fully advised that disciplinary action would be taken for refusal;

e) Because of the above-stated activity, the accused did violate Section 4.01 of the Rules and Procedures of the San Francisco Police Department, which reads as follows:

"4.01 The Chief shall have the power to issue orders not inconsistent with, or contrary to, law or to the rules of the Board. Such orders may be written or oral, and all members affected shall observe, obey and enforce them."

and

WHEREAS, a hearing on said charges was had before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Wednesday, September 3, 1975, and that on Wednesday, September 3, 1975, the matter was submitted to the Police Commission for decision; and

WHEREAS, the Police Commission finds that the said charges made and filed against Station Officer Alwin B. Carpenter, Mission Police Station, as contained in Specification No. 1 are sustained by the evidence presented at the hearing and that Station Officer Alwin B.Carpenter violated Section 4.01 of the Rules and Procedures of the San Francisco Police Department; therefore be it

RESOLVED, that it is the order of the Police Commission that Station Officer Alwin B. Carpenter has violated Specification No. 1, Section 4.01 of the Rules and Procedures of the San Francisco Police Department; and be it further

RESOLVED, that it is the order of the Police Commission that for said violation, Station Officer Alwin B. Carpenter be suspended for thirty (30) days without pay commencing Thursday, September 4, 1975 at 0000 hours and terminating Friday, October 3, 1975 at 2400 hours.

Recess: 1808 hours to 1824 hours.

(The entire proceedings were taken in shorthand form by Hearing Reporter Dorsey A. McTaggart. C.S.R.)

AYES: Commissioners Buckley, Garner, Cardoza

HEARING OF POLICE OFFICER KENNETH J. INGRAM, BUREAU OF COMMUNICATIONS

The hearing of Police Officer Kenneth J. Ingram, Bureau of Communications, was called, it having been set for this date. Police Officer Kenneth J. Ingram was charged with violating the Rules and Procedures as follows:

SPECIFICATION NO. 1

Striking a prisoner without lawful authority (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department)

in a properly verified complaint by Edward J. Laherty, Captain of Police, former Commanding Officer of Mission Police Station.

Police Officer Kenneth J. Ingram appeared in person and was represented by Stephen Bruce Bley, Attorney at Law.

Captain of Inspectors, Mortimer F. McInerney, appeared as the Prosecutor for the Police Department.

The reading of the Charges was waived.

Police Officer Kenneth J. Ingram entered a plea of "Not Guilty" to Specification No. 1.

The following-named witnesses appeared for the Prosecution, were sworn and testified:

Ms. Linda Aranda
37 Moffit Street
San Francisco, California

Mr. Robert Romero
117 Moffit Street
San Francisco, California

Police Officer Alan J. Bernardi
Mission Police Station

The following-named witnesses appeared for the Defense, were sworn and testified:

Police Officer Leslie D. Hubble
Ingleside Police Station

Sergeant Joseph McQueen
Ingleside Police Station
(Attorneys for the Prosecution and Defense stipulated as to what the Sergeant's testimony would be and the Sergeant was excused from the Hearing.)

Police Officer Kenneth J. Ingram
Bureau of Communications

A closing statement was then presented by Captain Mortimer F. McInerney, Captain of Inspectors.

A closing statement was then presented by Mr. Stephen Bruce Bley, Attorney at Law.

The Commission took the matter under submission and then recessed from 2255 hours to 2302 hours after which the following resolution was adopted:

358-
RESOLUTION NO. ~~368~~-75

DECISION - HEARING OF POLICE OFFICER KENNETH J. INGRAM, BUREAU OF COMMUNICATIONS

WHEREAS, on June 18, 1975, Edward J. Laherty, Captain of Police, Commanding Officer of Mission Police Station, made and served charges against Police Officer Kenneth J. Ingram, as follows:

SPECIFICATION NO. 1

a) That on Monday, March 3, 1975, you received a radio assignment to respond to 78 Moffitt Street to investigate an altercation on the street;

b) That you had occasion to make an arrest pursuant to your investigation of said altercation;

c) That you did transport the arrested person who was handcuffed, to the Ingleside Police Station;

d) That as the prisoner was exiting the vehicle, you did without lawful authority, strike the prisoner;

e) Because of the above-stated conduct, the accused did violate Section 2.13 of the Rules and Procedures of the San Francisco Police Department, which reads as follows:

"2.13. Any breach of the peace neglect of duty, misconduct or any conduct on the part of any member either within or without the state which tends to subvert the good order, efficiency or discipline of the department or which reflects discredit upon the department or any member thereof or that is prejudical to the efficiency and discipline of the department, though such offenses are not specifically defined or laid down in these Rules and Procedures shall be considered unofficerlike conduct triable by the Board."

and

WHEREAS, a hearing on said charges was had before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Wednesday, September 3, 1975, and that on Wednesday, September 3, 1975, the matter was submitted to the Police Commission for decision; and

WHEREAS, the Police Commission finds that

the said charges made and filed against Police Officer Kenneth J. Ingram, Bureau of Communications, as contained in Specification No. 1, are not sustained by the evidence submitted at the hearing and that Police Officer Kenneth J. Ingram has not violated Section 2.13 of the Rules and Procedures of the San Francisco Police Department; therefore be it

RESOLVED, that it is the order of the Police Commission that Police Officer Kenneth J. Ingram, be found not guilty of the charges contained in Specification No. 1, violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department.

Recesses: 2018 hours to 2030 hours
2219 hours to 2230 hours

(The entire proceedings were taken in shorthand form by Hearing Reporter Dorsey A. McTaggart, C.S.R.)

AYES: Commissioners Buckley, Cardoza

NAY: Commissioner Garner

The Commission then adjourned its meeting.

SECRETARY

10 SEPTEMBER 1975 REGULAR MEETING

Minutes

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, September 10, 1975, at 1730 hours, in regular session.

PRESENT: Commissioners Buckley, Garner

ABSENT: Commissioner Cardoza

DOCUMENTS
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SAN FRANCISCO
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Commissioner Buckley presiding.

The members of the Commission having been furnished copies of the minutes of the meeting of September 3, 1975, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Garner, Buckley

RECOMMENDATIONS OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendations of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

#1, #2, #44-46, #70, #83, #87 & #98 SEWARD STREET - DEPARTMENT OF PUBLIC WORKS

a) At #1 Seward Street, install a 15' red zone, to extend west of Douglass.

b) At #2 Seward Street, install a 15' red zone, to extend west of Douglass.

c) At #44-46 Seward Street, install a 25' red zone, to extend east of the driveway.

d) At #70 Seward Street, install a 17' red zone, to extend southeast of the driveway.

e) At #83 Seward Street, install a 17' red zone, to extend north of the driveway.

f) At #87 Seward Street, install an 18' red

zone, to extend north of the driveway.

g) At approximately #98 Seward Street, paint red around the curb return, and extend red 10' south of 19th Street.

2201 VALLEJO STREET - SCHOOLS OF THE SACRED HEART

a) At 2201 Vallejo Street, install a 160' white zone, to extend from 10' - 170' west of Webster - stencilled "No Parking - Passenger Zone - 2 P.M. - 3:30 P.M., School Days."

b) Permission to displayportable No Parking signs in conjunction with this white zone.

450 CHURCH STREET & 1109 VALENCIA STREET - EVERETT JUNIOR HIGH SCHOOL

a) At 450 Church Street, install a 240' white zone, to extend north of Light Police #42 - stencilled "No Stopping - School Bus Zone 9 A.M. - 2 P.M. School Days."

b) At 1109 Valencia Street, install a 126' white zone, to extend from 25' - 151' south of the north property line - stencilled "No Stopping - School Bus Zone 9 A.M. - 2 P.M. School Days."

c) Remove parking meter heads VAL-1109, 1113, 1115, 1117, 1119, and 1121.

d) Permission to display portable No Parking signs in conjunction with these white zones.

AYES: Commissioners Garner, Buckley

REVOKED

RESOLVED, that the recommendations of the Traffic Bureau on the revocation of 693 feet of green and white zones at various parts of the City at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Garner, Buckley

RETIREMENTS

Communications were received from the Retirement Board officially notifying the Police Commission of the retirements of the following-named members of the Police Department:

a) Sergeant Frank Kalafate, City Prison, for industrial disability, effective August 17, 1975.

b) Police Officer Raz L. Lewis, Bureau of Criminal Information, for industrial disability, effective July 16, 1975.

c) Police Officer Maurice J. Lynch, Richmond Police Station, for industrial disability, effective July 3, 1975.

The communications were ordered filed.

AYES: Commissioners Garner, Buckley

RESOLUTION NO. 359-75

RICHARD L. BAINS AND HIS ATTORNEY JOE R. MCCRAY

RESOLVED, that the recommendation of the City Attorney for settlement of Judgment in Superior Court Action No. 609-992 in the sum of $5,527.10 in favor of Richard L. Bains, et al., as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: November 9, 1968

AYES: Commissioners Garner, Buckley

RESOLUTION NO. 360-75

TOM GRAVISON, JR.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Tom Gravison, Jr., against the City and County of San Francisco in the sum of $21.00 as the result of a

faulty tow, be, and the same is hereby approved.

Date of Incident: March 22, 1975

AYES: Commissioners Garner, Buckley

RESOLUTION NO. 361-75

JUDITH WHITE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Judith White against the City and County of San Francisco in the sum of $66.84 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: February 15, 1975

AYES: Commissioners Garner, Buckley

RESOLUTION NO. 362-75

AUTHORIZING ATTENDANCE OF SERGEANTS DAVID R. WINN AND WILLIAM PACHECO, FIELD PATROL COMPANY, AT THE INTERNATIONAL ASSOCIATION OF BOMB TECHNICANS, RENO, NEVADA, FROM SEPTEMBER 30, 1975 TO OCTOBER 3, 1975, INCLUSIVE.

RESOLVED, that the recommendation of the Chief of Police that Sergeants David R. Winn and William Pacheco, Field Patrol Company, be detailed to attend the International Association of Bomb Technicans at Reno, Nevada, from September 30, 1975 to October 3, 1975, inclusive, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Sergeants David R. Winn and William Pacheco, Field Patrol Company, in a sum not to exceed $210.00 each, will be defrayed by the Police Officers' Training Fund.

AYES: Commissioners Garner, Buckley

TRANSFER OF JITNEY BUS PERMIT - APPROVED - EFFECTIVE DECEMBER 10, 1975.

The matter of the transfer of the right to operate a jitney bus by the following-named person was called for hearing, it having been advertised in the official newspaper in accordance with the provisions of ordinance applying thereto. The Transferor and Transferee appeared in person and were not represented by counsel. The Commission approved the transfer of whatever right, title or interest the within-named transferor might have to operate a jitney bus to the within-named Transferee; said transfer to be effective on December 10, 1975, contingent upon the transferee filing with the Police Commission the appropriate bond and/or insurance policy as provided by the Police Code:

TRANSFEROR	TRANSFEREE	NO. OF PERMITS
Tony Tsuvalis 642 Cayuga Avenue San Francisco, Calif.	Jorge Arrospide 830 Laguna Street San Francisco, Calif.	1

Route: Mission Street - Ferry to Sickles Avenue

AYES: Commissioners Garner, Buckley

WEEKLY SICK REPORT

Chief of Police Donald M. Scott, submitted a report of members of the Department off duty due to sickness and disability for the week ending, Saturday, September 6, 1975, at 2400 hours, as follows:

Daily average for the week, sick	43
Daily average for the week, disabled	79
TOTAL	122
Daily percentage for the week, sick	2.23
Daily percentage for the week, disabled	4.30
TOTAL	6.53

The report was ordered filed.

AYES: Commissioners Garner, Buckley

RESOLUTION NO. 363-75

HEARING OF CAPTAIN EDWARD J. LAHERTY, JR., OPERATION CENTER

WHEREAS, the hearing of Captain Edward J. Laherty, Jr., Operation Center, was called, it having been set for this date; and

WHEREAS, Mr. Stephen Bruce Bley, Attorney at Law, who is representing Captain Edward J. Laherty, Jr., has requested a continuance in this matter; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Captain Edward J. Laherty, Jr., is set for Wednesday, October 1, 1975, at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Garner, Buckley

The Commission then adjourned its meeting.

SECRETARY

17 SEPTEMBER 1975 REGULAR MEETING

Minutes

DOCUMENTS
SEP 22 1975
SAN FRANCISCO PUBLIC LIBRARY

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, September 17, 1975, at 1730 hours, in regular session.

PRESENT: Commissioners Buckley, Garner, Cardoza

Commissioner Cardoza presiding.

The members of the Commission having been furnished copies of the minutes of the meeting of September 10, 1975, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 364-75

RAUL A. AGUILAR, GUARDIAN AD LITEM OF PAUL AND ROBERT, AND THEIR ATTORNEYS O'BRIEN AND HALLISEY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Raul A. Aguilar, Guardian Ad Litem of Paul and Robert, and their attorneys O'Brien and Hallisey, against the City and County of San Francisco in the sum of $499.99 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: August 14, 1974

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 365-75

MICHAEL H. GARCIA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Michael H. Garcia against the City and County of San Francisco in the sum of $192.23 as the result of auto damages

sustained on or about October 21, 1974 to October 30, 1974, be, and the same is hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 366-75

REQUEST FOR LEAVE OF ABSENCE WITHOUT PAY - APPROVED

RESOLVED, that the requezt of Dr. Norman H. Steiner, Police Surgeon, for a Leave of Absence Without Pay from October 2, 1975 to October 24, 1975, inclusive, for personal reasons, be, and the aame is hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION 367-75

AUTHORIZING ATTENDANCE OF CAPTAIN EDWARD B. CUMMINS, DIRECTOR OF TRAFFIC, AT THE CALIFORNIA STATE PEACE OFFICERS ASSOCIATION ALL-COMMITTEE CONFERENCE AT FRESNO, CALIFORNIA, FROM OCTOBER 1, 1975 TO OCTOBER 3, 1975, INCLUSIVE.

RESOLVED, that the recommendation of the Chief of Police that Captain Edward B. Cummins, Director of Traffic, be detailed to attend the California State Peace Officers Association All-Committee Conference at Fresno, California, from October 1,1975 to October 3, 1975, inclusive, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Captain Edward B. Cummins, Director of Traffic, in a sum not to exceed $105.28 in attending this conference will be defrayed by the Police Department's Officers' Training Fund.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 368-75

TRAVELING EXPENSE VOUCHERS - APPROVED

RESOLVED, that the Traveling Expense Vouchers submitted by the following-named members of the Police

Department for expenses incurred in attending the below indicated program; said expenses having been approved by the Chief of Police, be, and the same are hereby approved:

Assistant Inspector James Molinari Bureau of Inspectors	$320.74 each	(Explosives and Incendiaries Course (at Redstone Army (Base, Georgia, from (July 7,1975 to July (25, 1975, inclusive.
Assistant Inspector George Matelli Bureau of Inspectors		

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 369-75

REQUEST FOR LEAVE OF ABSENCE WITHOUT PAY - APPROVED

RESOLVED, that the request of Inspector William C. Bigarani, Bureau of Inspectors, for a Leave of Absence Without Pay from September 21,1975 to November 6, 1975, inclusive, for the purpose of seeking the elective office of Sheriff of the City and County of San Francisco, be, and the same is hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

WEEKLY SICK REPORT

Chief of Police Donald M. Scott, submitted a report of members of the Department off duty due to sickness and disability for the week ending Saturday, September 13, 1975, at 2400 hours, as follows:

Daily average for the week sick	42
Daily average for the week, disabled	76
TOTAL	118
Daily percentage for the week, sick	2.18
Daily percentage for the week, disabled	4.14
TOTAL	6.32

The report was ordered filed.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 370-75

HEARING OF SERGEANT WILLIAM S. SISACK, CENTRAL POLICE STATION.

WHEREAS, the hearing of Sergeant William S. Sisack was called, it having been set for this date; and

WHEREAS, Mr. James Martin McInnes, attorney for Sergeant William S. Sisack, Central Police Station, has requested a continuance of the hearing before the Police Commission pending the appeal of the judgment of conviction returned against Sergeant Sisack recently in the U.S. District Court; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges files against Sergeant William S. Sisack, is set for Wednesday, October 15, 1975 at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Garner, Cardoza

The Commission then adjourned its meeting.

William J. Bu

ACTING SECRETARY

DOCUMENTS
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24 SEPTEMBER 1975 REGULAR MEETING

Minutes

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, September 24, 1975, at 1730 hours, in regular session.

PRESENT: Commissioners Buckley, Garner, Cardoza

Commissioner Cardoza presiding.

The members of the Commission having been furnished copies of the minutes of the meeting of September 17, 1975, reading of same was dispensed with and the minutes were approved.

AYES: Commissoners Buckley, Garner, Cardoza

RECOMMENDATIONS OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendations of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

1800 SUTTER STREET - KYOTO INN

a) At 1800 Sutter Street, install a 36' white zone, to extend from 20' - 56' west of Buchanan Street.
(Also driveway clearances -- 9' red west of driveway, and 4' red east of driveway).

b) At 1801 Buchanan Street, install a 22' white zone, to extend north of Sutter Street.

c) Permission to display portable No Parking signs in conjunction with these white zones.

1333 - 18th AVENUE - JEFFERSON ELEMENTARY SCHOOL

a) At 1701 Irving Street, revoke the existing 45' white zone.

b) At 1725 Irving Street, revoke existing 200' white zone.

c) At 1333 - 18th Avenue, install a 150' white zone, to extend from 54' - 204' north of the south property line.

d) Permission to display portable No Parking signs in conjunction with this white zone -- signs to read "No Parking - School Bus Zone 9 A.M. - 10 A.M. and 3 P.M., - 4 P.M. School Days".

1698 POST STREET - SOKO HARDWARE

a) At 1708 Buchanan Street, revoke the existing 30' yellow zone.

b) At 1698 Post Street, install a 27' yellow zone, to extend from 15' - 42' east of Buchanan Street.

c) At 1698 Post Street, install a 15' red zone, to extend east of Buchanan Street - (fire hydrant).

d) Remove parking meters POST-1640 and POST-1638.

1233 POLK STREET - MAYE'S OYSTER HOUSE

a) At 1233 Polk Street, install a 25' yellow zone, to extend north of Fern Street.

101 BALBOA STREET - SAN JOSE MARKET & LIQUOR

a) At 101 Balboa Street, install a 40' green zone, to extend west of Second Avenue.

OPPOSITE #66-70 MOFFITT STREET - MUNI. RAILWAY

a) Opposite the building lines of #66 and #70 MOffitt Street, install a 37' red zone, between the driveways of the west line of garages #13 and #21.

FISHERMAN'S WHARF - SHERATON HOTEL

a) At 299 Beach Street, install 15' red, east of Mason Steet - (fire hydrant).

b) At 295 Beach Street, install 12' red each side of driveway.

c) At approximately 225 Beach Street, install 6' red west of driveway #2.

d) At approximately 225 Beach Street, install a 40; yellow zone, to extend from 6' - 46' south of driveway #2.

e) At approximately 215 Beach Street, install 21' red between driveways.

f) At approximately 215 Beach Street, install 8' red east of driveway #1.

g) At 201 Beach Street, install 12' red west of Powell.

h) At 2499 Powell Street, install 12' red, south of Beach.

i) At 2401 Powell Street, install 6' red, north of crosswalk.

j) At 300 North Point Street, install 4' red north of Powell.

k) At approximately 320 North Point Street, install 6' red each side of east driveway - (clearances for Fire Department equipment).

l) At 360 North Point Street, install a 66' white zone, to extend from 74' - 140' east of second driveway - (also permission to display portable "No Parking" signs in conjunction with this white zone.)

m) At approximately 380 North Point Street, install 10' red west, and 8' red east of second driveway.

n) At 398 North Point Street, install 12' red east of Mason Street.

o) At 2500 Mason Street, install 4' red, north of North Point.

p) At 2550 Mason Street, install a 66' white zone, to extend from 80' - 146' north of North Point - (main entrance)- (also permission to display portable "No Parking" signs in conjunction with this white zone.)

q) At 2598 Mason Street, install 4' red, south of Beach.

AYES: Commissioners Buckley, Garner, Cardoza

REVOKED

RESOLVED, that the recommendations of the Traffic Bureau on the revocation of 729 feet of white, yellow and green zones at various parts of the City at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 371-75

ED ZAMMARCHI AND CLIFFORD REID, AND THEIR ATTORNEYS, MARK SOLER, LAW OFFICES OF PAUL HARRIS & STAN ZAKS

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Ed Zammarchi and Clifford Reid against the City and County of San Francisco in the sum of $2,500 in Superior Court Action No. 630-407, as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: April 19, 1970

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 372-75

JUANITA AND RAYMOND MARTINEZ AND STATE FARM INSURANCE COMPANY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Juanita and Raymond Martinez and State Farm Insurance Company

against the City and County of San Francisco in the sum of $94.74 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: February 28, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 373-75

JAMES CAMPBELL AND HIS ATTORNEYS HOBERG, FINGER, BROWN AND ABRAMSON

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of James Campbell in the sum of $8,250 in Superior Court Action No. 649-109 entitled, "James Campbell vs. City and County of San Francisco, et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: May 12, 1972

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 374-75

POLICE NARCOTIC FUND

RESOLVED, that the Controller, be, and he is hereby requested to draw a voucher in favor of Chief of Police Donald M. Scott in the sum of $4,166 charging same to Appropriation No. 5.161. 890.050 to cover narcotic disbursements for the month of October, 1975.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 375-75

POLICE CONTINGENT FUND

RESOLVED, that the Controller, be, and he is hereby requested to draw a voucher in favor of Chief of Police Donald M. Scott in the sum of

$3,333 charging same to Appropriation No. 5.161.890.000 to cover contingent fund disbursements for the month of October, 1975.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 376-75

REQUEST TO RELEASE UNALLOTTED FUNDS

RESOLVED, that the Controller, be, and he is hereby requested to release unallotted funds in the amount of $30,000 from Appropriation No. 5.161.300.001.000 (Traffic Citations), to cover requisition for purchase order pending with the Controller's Office.

AYES: Commissioners Buckley, Garner, Cardoza

REPORT BY CHIEF OF POLICE DONALD M. SCOTT

The report of Chief of Police Donald M. Scott re budget cuts by the Board of Supervisors including the de-funding of one (1) Sergeant's position for the Fiscal Year 1975/76 was received by the Police Commission. The Commission thanked Chief Scott for his report.

AYES: Commissioners Buckley, Garner, Cardoza

WEEKLY SICK REPORT

Chief of Police Donald M. Scott, submitted a report of members of the Department off duty due to sickness and disability for the week ending Saturday, September 20, 1975, at 2400 hours, as follows:

Daily average for the week, sick	53
Daily average for the week, disabled	71
TOTAL	124
Daily percentage for the week, sick	2.79
Daily percentage for the week, disabled	3.86
TOTAL	6.65

The report was ordered filed.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 379-75

AUTHORIZING ATTENDANCE OF CAPTAIN WILLIAM J. O'BRIEN, DEPARTMENT SECRETARY, AT THE MID-WINTER ALL-COMMITTEE MEETING OF THE CALIFORNIA PEACE OFFICERS' ASSOCIATION AT FRESNO, CALIFORNIA ON OCTOBER 1, 2, AND 3, 1975.

RESOLVED, that the recommendation of the Chief of Police that Captain William J. O'Brien, Department Secretary, be detailed to attend the California Peace Officers' Association Mid-Winter All-Committee Meeting at Fresno, California, on October, 1, 2 and 3, 1975, be, and the same is hereby approved; and be it further

RESOLVED, that expenses incurred by Captain William J. O'Brien, Department Secretary, in attending this meeting will be defrayed by the Police Department's Officers' Training Fund.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 377-75

REQUEST OF POLICE OFFICER ALLAN BIERMAN, SOUTHERN POLICE STATION, TO APPEAL TWO (2) DAYS SUSPENSION.

WHEREAS, a communication was received from Donald M. Scott, Chief of Police, officially notifying the Police Commission of the suspension of Police Officer Allan Bierman, Southern Police Station, for a period of two (2) days, effective 0001 hours, Thursday, September 11, 1975, and terminating at 0001 hours, Saturday, September 13, 1975; and

WHEREAS, a communication was received from Mr. Williams T. Beirne, Attorney at Law, requesting a hearing before the Police Commission for his client, Police Officer Allan Bierman, in accordance with Section 5.160 of the Rules and Procedures of the San Francisco Police Department, to appeal his disciplinary suspension for a period of two (2) days by Donald M. Scott, Chief of Police, therefore be it

RESOLVED, that the request of Police Officer Allan Bierman, Southern Police Station, for a hearing before the Police Commission to appeal his suspension by Chief of Police Donald M. Scott for a period of two (2) days effective 0001 hours, Thursday, September 11, 1975, and terminating at 0001 hours, Saturday, September 13, 1975, be and the same is hereby set for Wednesday, October 1, 1975, at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 378-75

HEARING OF CLERK-TYPIST JOHNNIE V. BROWN, TRAFFIC BUREAU - CONTINUED TO OCTOBER 8, 1975

WHEREAS, the hearing of Clerk-Typist Johnnie V. Brown, Traffic Bureau, was called, it having been set for this date; and

WHEREAS, it was recommended that the hearing of Clerk-Typist Johnnie V. Brown, Traffic Bureau, be continued to October 8, 1975; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Clerk-Typist Johnnie V. Brown is set for Wednesday, October 8,1975 at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Garner, Cardoza

POLICE COMMISSION PRESIDENT, MARVIN E. CARDOZA

Marvin E. Cardoza, President of the Police Commission, commended the Chief and members of the Police Department for their actions during the visit of President Gerald R. Ford to San Francisco on Monday, September 22, 1975. Commissioners Garner and Buckley joined in the commendation.

The Commission then adjourned its meeting.

ACTING SECRETARY

DOCUMENTS
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1 OCTOBER 1975 REGULAR MEETING

Minutes

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, October 1, 1975, at 1730 hours, in regular session.

PRESENT: Commissioners Buckley, Garner, Cardoza

Commissioner Cardoza presiding.

The members of the Commission having been furnished copies of the minutes of the meeting of September 24, 1975, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Buckley, Garner, Cardoza

RECOMMENDATIONS OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendations of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

1055 PINE STREET - MADONNA RESIDENCE

a) At 1055 Pine Street, install a 40' white zone, to extend from 1' - 41' east of the west property line.

b) Permission to display portable No Parking signs in conjunction with this white zone.

542 MASON STREET - THRIFTY-RENT-A-CAR

a) At 542 Mason Street, install an 18' white zone, to extend north of the south building line.

b) Permission to display portable No Parking signs in conjunction with this white zone.

c) Remove parking meter MAS-522.

LOMBARD-MONTGOMERY-CHESTNUT-SANSOME STREETS -
TELEGRAPH LANDING

a) At 100 Lombard Street, (bulb area), install a 60' red zone, to extend west of Sansome.

b) At 101 Lombard Street (bulb area), install a 54' red zone, to extend west of Sansome.

c) At 150 Lombard Street, install a 66' white zone, to extend from 60' - 126' west of Sansome - (also permission to display portable No Parking signs in conjunction with this white zone.)

d) At 150 Lombard Street (bulb area), install a 33' red zone, to extend east of the west property line.

e) At approximately 155 Lombard Street (bulb area), install a 70' red zone, to extend from 200' - 270' west of Sansome.

f) At 170 Lombard Street (bulb area), install a 24' red zone, to extend west of the east property line.

g) At 189 Lombard Street, install a 30' red zone - 15' each side of hydrant.

h) At 198 Lombard Street (bulb area), install a 24' red zone, to extend east of Montgomery.

i) At 199 Lombard Street, install an 8' red zone, to extend east of Montgomery.

j) At 1698 Montgomery Street, install 15' red, south of Chestnut - fire hydrant.

k) At 1698 Montgomery Street, install 8' red, north of driveway.

l) At approximately 75 Chestnut Street, install a 46' yellow zone, to extend from 131'- 177' east of Montgomery.

m) At 1599 Sansome Street, install 15' red, south of Chestnut - fire hydrant.

n) At 1501 Sansome Street, install 16' red, north of Lombard - fire hydrant.

1099 FOURTH STREET - DEPARTMENT OF PUBLIC WORKS

a) At 1099 Fourth Street, install a 75' red zone, to extend north of Channel Street.

AYES: Commissioners Buckley, Garner, Cardoza

REVOKED

RESOLVED, that the recommendations of the Traffic Bureau on the revocation of 553 feet of green and white zones at various parts of the City at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 380-75 MAURICE CIERRA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Maurice Cierra against the City and County of San Francisco in the sum of $50.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: April 12, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 381-75 CHRISTOPHER J. FRIES

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Christopher J. Fries against the City and County of San Francisco in the sum of $5.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: May 15, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 382-75 DOUGLAS E. JAFFE

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Douglas E. Jaffe against the City and County of San Francisco in the sum of $21.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: February 23, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 383-75 RICHARD M. LANZA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Richard M. Lanza against the City and County of San Francisco in the sum of $18.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: June 14, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 384-75 G. W. LARSON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of G. W. Larson against the City and County of San Francisco in the sum of $18.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: April 8, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 385-75

SHARON A. MCALLISTER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Sharon A. McAllister against the City and County of San Francisco in the sum of $18.00 as the result of a

faulty tow, be, and the same is hereby approved.

Date of Incident: March 31, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 386-75

ANTHONY D. RIBERA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Anthony D. Ribera against the City and County of San Francisco in the sum of $392.28 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: May 28, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 387-75

MARIO REGACHO

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Mario Regacho against the City and County of San Francisco in the sum of $27.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 9, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 388-75

STATE FARM INSURANCE COMPANY
AND JAMES CURRAN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the State Farm Insurance Company and James Curran against the City and County of San Francisco in the sum of $263.16 as the result of a collision with a police

vehicle, be, and the same is hereby approved.

Date of Accident: February 19,1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 389-75

CLIFTON W. TODD

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Clifton W. Todd against the City and County of San Francisco in the sum of $144.47 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: November 14, 1974

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 390-75

PAUL R. SUSMIN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Paul R. Susmin against the City and County of San Francisco in the sum of $51.39 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: February 26, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 391-75

RICHARD E. THOMAS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Richard E. Thomas against the City and County of San Francisco in the sum of $21.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: March 14, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 392-75

BERNICE R. VERUCCI

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Bernice R. Verucci against the City and County of San Francisco in the sum of $18.50 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: May 4, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 393-75

YOSEMITE INSURANCE COMPANY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the Yosemite Insurance Company against the City and County of San Francisco in the sum of $305.74 as the result of damages sustained, be, and the same are hereby approved.

Date of Incident: April 12, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 394-75

PATRICIA R. WILLIAMSON

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Patricia R. Williamson against the City and County of San Francisco in the sum of $52.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: April 9, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 395-75

JUDITH MAY COPELAND AND HER
ATTORNEY GABRIEL L. GRANETT

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Judith May Copeland in the sum of $1,000 in Superior Court Action No. 707-831 entitled, "Judith May Copeland vs. City and County of San Francisco," as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: May 6, 1974

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 396-75

CYNTHIA JOHNSON AND HER
ATTORNEY HAROLD E. MCDERMID

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Cynthia Johnson in the sum of $300.00 in Superior Court Action No. 608-098, entitled, "Cynthia Johnson, Plaintiff, vs.. City and County of San Francisco etc.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: January 23, 1969

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 397-75

DR. JULIUS SCHACHTER AND HIS
ATTORNEY PAUL A. EISLER

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Dr. Julius Schachter in the sum of $3,375.00 in Superior Court Action No. 706-211 entitled, "Dr. Julius Schachter vs. City and County of San Francisco" as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: May 6, 1974

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 398-75

REQUESTS FOR LEAVES OF ABSENCE WITHOUT PAY - APPROVED

RESOLVED, that the requests of the following-named members of the Department for permission to accept temporary appointments as Q-50 Sergeants for an indefinite period commencing July 9, 1975, be, and the same is hereby approved:

a) Police Officer John E. Bagot
Southern Police Station

b) Police Officer Edward Castiglioni
Central Police Station

c) Police Officer John E. McCarthy
Ingleside Police Station

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 399-75

PATROL SPECIAL OFFICER LAWRENCE L. HEAP - REVOKED

RESOLVED, that the appointment of Lawrence L. Heap as Patrol Special Officer for Beat No. 57, Northern Police District, be, and the same is hereby revoked effective October 1, 1975, he having sold his beat to Mr. Louis Susi Samana.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 400-75

PATROL SPECIAL OFFICER LOUIS SUSI SAMANA - APPROVED

RESOLVED, that Louis Susi Samana, be, and he is hereby appointed a Patrol Special Officer for Beat No. 57, Northern Police District; said appointment effective October 1, 1975, he having purchased Beat No. 57, Northern Police District, from Lawrence L. Heap.

AYES: Commissioners Buckley, Garner, Cardoza

WEEKLY SICK REPORT

Chief of Police Donald M. Scott, submitted a report of members of the department off duty due to sickness and disability for the week ending Saturday, September 27, 1975, at 2400 hours, as follows:

Daily average for the week, sick	46
Daily average for the week, disabled	74
TOTAL	120
Daily percentage for the week, sick	2.42
Daily percentage for the week, disabled	4.02
TOTAL	6.44

The report was ordered filed.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 401-75

HEARING OF CAPTAIN EDWARD J. LAHERTY, JR., OPERATIONS CENTER

WHEREAS, the hearing of Captain Edward J. Laherty, Jr., Operations Center, was called, it having been set for this date; and

WHEREAS, it was recommended by Captain of Inspectors, Mortimer F. McInerney, that the hearing of Captain Edward J. Laherty , , Jr., be continued to Wednesday, October 29, 1975, therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Captain Edward J. Laherty, Jr ., is set for Wednesday, October 29, 1975 at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Garner, Cardoza

APPEAL OF SUSPENSION OF POLICE OFFICER ALLAN BIERMAN, SOUTHERN POLICE STATION.

The appeal of the suspension of Police Officer Allan Bierman, Southern Police Station, was called, it having been set for this date. Officer Bierman was suspended by the Chief of Police pursuant to Section 8.343 of the Charter of the City and County of San Francisco, and Rule 3.06 of the Rules and Procedures of the San Francisco Police Department, for a period of two (2) working days, effective 0001 hours, Thursday, September 11, 1975, and terminating at 0001 hours, Saturday, September 13, 1975. He was charged with violating Permanent Order No. 11, dated August 19, 1971, and Section 2.13 of the Rules and Procedures of the San Francisco Police Department, as follows:

SECTION 2.13

"Any breach of the peace, neglect of duty misconduct or any conduct on the part of any member either within or without the state which tends to subvert the good order, efficiency or discipline of the department or which reflects discredit upon the department or any member thereof or that is prejudicial to the efficiency and discipline of the department, though such offenses are not specifically defined or laid down in these Rules and Procedures shall be considered unofficerlike conduct triable and punishable by the Board."

Police Officer Allan Bierman appeared in person and was represented by William T. Bierne, Attorney at Law.

Director of Personnel, Captain George Eimil, acted as Prosecutor.

Reading of the charges filed against Police Officer Allan Bierman was waived.

The following-named witnesses appeared for the Prosecution, were sworn and testified:

Captain Kevin J. Mullen
Mission Police Station

Captain Jeremiah P. Taylor
Supervising Captain

The following-named witness appeared for the Defense, was sworn and testified:

Police Officer Allan Bierman
Southern Police Station

The following exhibits were entered into Evidence by the Prosectuion:

Exhibit No. 1	Intra-Departmental Memorandum dated August 17,1975 re Escape of female prisoner from Ward 84 (female ward) submitted by Officer Allan Bierman.
Exhibit No. 2	Permanent Order No. 12, dated June 23, 1975. 1. Military Leave 2. Hospital Guard

The following exhibits were entered into Evidence by the Defense:

Exhibit A	Excerpt from the Penal Code, Section 4011. Removal of prisoners for hospitalization.
Exhibit B	Excerpt from the Penal Code, Section 4021. Counties without female deputy sheriff; appointment of woman custodian.
Exhibit C	Excerpt from the Penal Code, Section 4020.4. Female deputy sheriffs in certain counties; appointment.
Exhibit D	Excerpt from the Patrol Officers Manual Vol. II. Hospital Guard Duty.

Captain George Eimil, Director of Personnel, presented closing argument on behalf of the Prosecution.

Closing Brief to be submitted in written form within ten (10) days on behalf of the Defense by William T. Bierne, Attorney at Law.

The Commission then took the matter under submission, and will render a decision at a later date.

(The entire proceedings were taken in shorthand form by Hearing Reporter Dorsey McTaggart, C.S.R.)

AYES: Commissioners Buckley, Garner, Cardoza

The Commission then adjourned its meeting.

SECRETARY

DOCUMENTS
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15 OCTOBER 1975 REGULAR MEETING

Minutes

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, October 15, 1975, at 1730 hours, in regular session.

PRESENT: Commissioners Buckley, Garner, Cardoza

Commissioner Cardoza presiding.

The members of the Commission having been furnished copies of the minutes of the meeting of October 8, 1975, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Buckley, Garner, Cardoza

RECOMMENDATIONS OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendations of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

1295 PAGE STREET - PAGE-LYON GROCERY STORE

a) At 1295 Page Street, install a 30' green zone, to extend from 3' - 33' east of Lyon Street.

512 UNION STREET - MALVINA COFFEE HOUSE

a) At 512 Union Street, install a 22' green zone, to extend from 3' - 25' east of the west property line.

1520 DIVISADERO STREET - RK MEDICAL COMPANY

a) At 1520 Divisadero Street, install a 22' yellow zone, to extend from 75' - 97' north of Geary.

b) Remove parking meter DIVISADERO-1510.

AYES: Commissioners Buckley, Garner, Cardoza

REVOKED

RESOLVED, that the recommendations of the Traffic Bureau on the revocation of 133 feet of green and white zones at various parts of the City at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

RETIREMENTS

Communications were received from the Retirement Board officially notifying the Police Commission of the retirements of the following-named members of the Police Department:

a) Police Officer Harry W. Getchell, Taraval Police Station, for service, effective August 19, 1975.

b) Police Officer Edward R. Martenson, Traffic Bureau, for service, effective August 22, 1975.

c) Police Officer Lawrence P. Merrill, Taraval Police Station, for service, effective September 3, 1975.

d) Police Officer Charles L. Myer, Traffic Bureau, for service, effective August 22, 1975.

e) Police Officer Arthur B. McCrystle, Bureau of Criminal Information, for service, effective August 21, 1975.

f) Police Officer Bert Oberg, Jr., City Prison, for service, effective August 22, 1975.

The communications were ordered filed.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 408-75

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below indicated program; said expenses having been approved by the Chief of Police, be, and the same is hereby approved:

Captain Edward B. Cummins,) Director of Traffic)	$105.28	(California State (Peace Officers (Association, All- (Committee Confer- (ence at Fresno, (California, from (October 1, 1975 (to October 3, (1975, inclusive.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 409-75

REQUEST TO TRANSFER ALLOTTED FUNDS

RESOLVED, that the Controller, be, and he is hereby requested to transfer allotted funds in the sum of $3,000 from Appropriation No. 5.161.120.002.000 (Temporary Salaries - School Crossing Guards) to Appropriation No. 5.161.111.003.000 (Overtime - School Crossing Guards) to cover pending and anticipated time rolls.

AYES: Commissioners Buckley, Garner, Cardoza

WEEKLY SICK REPORT

Chief of Police Donald M. Scott, submitted a report of members of the Department off duty due to sickness and disability for the week ending Saturday, October 11, 1975, at 2400 hours, as follows:

Daily average for the week, sick	55
Daily average for the week, disabled	81
TOTAL	136

Daily percentage for the week, sick	2.89
Daily percentage for the week, disabled	4.41
TOTAL	7.30

The report was ordered filed.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 410-75

HEARING OF SERGEANT WILLIAM S. SISACK, CENTRAL POLICE STATION.

WHEREAS, the hearing of Sergeant William S.Sisack,was called, it having been set for this date; and

WHEREAS, Mr. James Martin MacInnes, attorney for Sergeant William S. Sisack, Central Police Station, has requested a continuance of the hearing before the Police Commission pending the appeal of the judgment of conviction returned against Sergeant Sisack recently in the U.S. District Court; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Sergeant William S. Sisack is set for Wednesday, November 12, 1975 at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 411-75

POLICE OFFICER ALAN LIM, TARAVAL POLICE STATION

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Police Officer Alan Lim, as follows:

SPECIFICATION NO. 1

Failure to Answer Truthfully and Without Evasion Questions Propounded by a Superior Officer (Violation of Section

2.49 of the Rules and Procedures of the San Francisco Police Department)

by Donald L. Taylor, Captain of Police, Commanding Officer of Taraval Police Station; therefore be it

RESOLVED, that the hearing before the Police Commission on charges filed against Police Officer Alan Lim, Taraval Police Station, be, and the same is hereby set for Wednesday, November 5, 1975 at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Garner, Cardoza

The Commission then adjourned its meeting.

SECRETARY

Minutes

22 OCTOBER 1975 REGULAR MEETING

75

The Police Commission of the City and County of San Francisco met in their chambers, Rooom 551, Hall of Justice, 850 Bryant Street, on Wednesday, October 22, 1975, at 1730 hours, in regular session.

PRESENT: Commissioners Buckley, Garner, Cardoza

Commissioner Cardoza presiding.

The members of the Commission having been furnished copies of the minutes of the meeting of October 15, 1975, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Buckley, Garner, Cardoza

RECOMMENDATIONS OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendations of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

1681 CHURCH STREET - NAZAL & AREKOIS - REALTORS

a) At 1681 Church Street, install a 24' green zone, to extend north of the south line.

1447 - 20th STREET - PETERSON ASSOCIATES REALTOR

a) At 1447 - 20th Street, install a 20' green zone, to extend from 5' - 25' east of Missouri Street.

1717 - 17th STREET - BLAZE FIREPLACES, INC.

a) At 1717 - 17th Street, install a 42' green zone, to extend from 10' west to 32' east of the west building line.

2899 - 21st STREET - ANDERSON, ROWE & BUCKLEY

a) At 2899 - 21st Street, install a 50' yellow zone, to extend from 6' - 56' east of Harrison Street.

AYES: Commissioners Buckley, Garner, Cardoza

REVOKED

RESOLVED, that the recommendations of the Traffic Bureau on the revocation of 194 feet of green and white zones at various parts of the City at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

PERMISSION TO TAKE LEAVES OF ABSENCE - APPROVED

The requests of the following-named members of the Department for permission to take Leaves of Absence were approved:

MILITARY LEAVES - WITH PAY:

a) Sergeant Eugene F. Simmons, Narcotics Bureau for twelve days, October 6, 1975 to October 17, 1975, inclusive.

b) Assistant Inspector Dennis A. Devlin, Narcotics Bureau, for twelve days, October 6, 1975 to October 17, 1975, inclusive.

c) Police Officer Vincent Repetto, Bureau of Special Services, for sixteen days, July 18, 1975 to August 2, 1975, inclusive.

d) Police Officer William K. White, Traffic Bureau, for thirteen days, October 19, 1975 to October 31, 1975, inclusive.

MILITARY LEAVE - WITHOUT PAY:

e) Police Officer James F. Hennessy, Field Patrol Company, for fourteen days, July 17, 1975 to July 30, 1975, inclusive.

AYES: Commissioners Buckley, Garner, Cardoza

RETIREMENT

Communication was received from the Retirement Board officially notifying the Police Commission of the retirement of Police Officer James E. Braswell, Southern Police Station, for industrial disability, effective May 26, 1974.

The communication was ordered filed.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 412-75

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below indicated program; said expenses having been approved by the Chief of Police, be, and the same is hereby approved:

Captain Charles A. Schuler) Patrol Bureau Headquarters)	$500.00	(F.B.I. National (Academy, Quantico, (Virginia, from (July 13 to September (25, 1975, inclusive.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 413-75

REQUEST TO TRANSFER ALLOTTED FUNDS

RESOLVED, that the Controller be, and he is hereby requested to transfer allotted funds in the sum of $3,000 from Appropriation No. 5.161.959.000.000 (Peace Officer's Training Fund) to Appropriation No. 5.161.959.111.000 (Peace Officer's Training Fund - Extra Duty) to cover anticipated payrolls.

AYES: Commissioners Buckley, Garner, Cardoza

PERMISSION TO FILE CIVIL SUITS - APPROVED

The requests of Police Officers David C. Lambrecht, Ignacio Fuentes, Southeast Police Station, and Edward Poitz, formerly assigned to the Traffic Bureau, for permission to file civil suits for collection of damages in accordance with Rule 2.133 of the Rules and Procedures of the San Francisco Police Department, be, and the same is hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 414-75

SAN FRANCISCO POLICE OFFICERS" ASSOCIATION MEMORANDUM OF UNDERSTANDING EFFECTIVE APRIL 17, 1974 - RESCINDED

A Memorandum of Understanding was entered into by and between the Police Commission of the City and County of San Francisco and the San Francisco Police Officers' Association.

In the Memorandum the San Francisco Police Officers "agree to forego the power to strike in full or by slow down or medical excuses during the term of this agreement." The San Francisco Police Officers' Association did on August 18, 1975, go on strike; this action was a material breach of the Memorandum of Understanding. It is therefore my recommendation that this Memorandum of Understanding as executed be rescinded.

Commissioner Cardoza: "May I hear a Motion?"

Commissioner Buckley: "I will read my Motion and this will be the resolution."

WHEREAS, on the 17th of April, 1974, a Memorandum of Understanding between the Police Officers' Association and the Police Commission became effective; and

WHEREAS, the consideration for this Agreement is contained in the Memorandum as follows:

"The San Francisco Police Officers' Association has agreed to forego the power to strike in full or by slow-down or medical excuses during the term of this agreement in consideration of the agreement of the parties to pioneer in San Francisco the development of an impartial approach to the settlement of differences between the parties through arbitration;" and

WHEREAS, the Police Officers' Association as a party to this Memorandum has materially breached the provision just quoted by calling a strike by the members of the Police Officers' Association on 18 August 1975 and by promoting and encouraging the continuation of said strike and thus the consideration for the promise of the Commission has failed; therefore be it

RESOLVED, that the Police Commission considers this material breach of the Memorandum by the Police Officers' Association sufficient to justify a decision by the Commission to rescind the Memorandum of Understanding immediately.

Commissioner Cardoza: "Is there a second to that Motion?"

Commissioner Garner: "I second the Motion."

Commissioner Cardoza: "On the question, Mr. Bley?"

Stephen Bley: Thank you gentlemen for allowing me to speak. Stephen Bley , attorney on behalf of the San Francisco Police Officers' Association. Prior to your vote I would like to point out to you that it is my legal opinion that this act you are about to take I believe is legally unfounded. You are all aware of the fact that the Mayor has granted an amnesty as part of the settlement of the strike. Further, for arguments sake, I can not accept that the amnesty does not affect this in terms of the Memorandum itself, established in a manner in which such a procedure in which you are taking now should be taken such as a notification a meet and confer none of these acts which have taken place. I would also point out that the nature of the grievance itself covers only acts which are within the power of the Commission. The question of wages are not within the power of the Commission as specifically pointed out that is a matter before the Board of Supervisors. So, the question of strike was not intended to cover wages. I point this out as only one of the several grounds in which we feel legally this act is inappropriate. We would again reiterate that the amnesty signed by the Mayor and which it has been upheld by Judge Benson in Superior Court, I feel amply restricts the actions of this Board as to that matter. I would also point out that I believe its the proper legal procedure that this matter be taken up not only by this Board but also must be handled in the same manner by the Board of Supervisors and his Honor the Mayor. I've asked you on those grounds to reconsider your decision and ask you for the purposes of the present situation to abate your action and let the matter be decided by the courts of law.

Commissioner Cardoza: Well, it's our opinion that the Charter powers and duties of the Officers and Boards and Commissions can only be superceded by an Emergency Proclamation issued by the Mayor pursuant to Charter Section 3.100 and must be for the purpose of meeting the emergency and necessary for the purpose of meeting the emergency. The Emergency Proclamation of August 21, 1975, relates only to compensation as set forth in the agreement executed by the Mayor and supercedes only the Charter Sections which impose the powers and duties affixed in 1975-76 compensation for firemen and policemen in the Board of Supervisors. Now there has been a very material breach of the contract on August 18, 1975, when the Police Officers' Association went on strike. The responsibility under the Charter of the City and County of San Francisco rest with this Commission. We are declaring that there was a substantial breach and at this time I will call the roll.

Sergeant Frazier: Commissioner Garner? Aye, Commissioner Buckley? Aye, Commissioner Cardoza? Aye.

Commissioner Cardoza: The Memorandum of Understanding entered into by and between the Police Commission and the Police Officers' Association is rescinded immediately.

COMMISSIONER CARDOZA: "Now on behalf of the Commission, I would like to state that this does not mean the Commission does not want to meet and confer, or is not agreeable to contract again with an organization representing the members of the department.

"There are several sections in the MOU which need to be redrafted because the ambiguity of the wording creates more problems than solutions.

"For instance, on page 6, Section 3b, it is stated that 'no existing benefit or employment condition applicable to ... sworn personnel shall be changed or eliminated.' Does this mean benefits or conditions cannot be improved, or a member cannot be reassigned, or that units of the department cannot be disbanded, or manpower allocations adjusted?

"How about the grievance procedure, especially on pages 7 and 8, where the Commanding Officer is not included. Shouldn't the CO participate in grievance adjudication?

"As can be seen, these areas and others primarily involve the management, administration and policy making functions of the department, which by law are the responsibility of the Commission and the Chief.

"If the administration cannot perform its function without being frustrated or harassed by misuse of the grievance machinery, then the whole department and all members suffer.

"However, the administration fully intends to follow those terms of the MOU which do not tend to adversely affect the running of the department, and is willing to meet and confer regarding the renegotiation of a new Memorandum of Understanding.

"The recision of the Memorandum should not be taken as an indication that the administration does not recognize the importance of meeting with the officers of the department through their representatives, nor as an indication that a viable, fair and consistent Memorandum cannot be agreed upon."

AYES: Commissioners Buckley, Garner, Cardoza

Stephen B. Bley, Representing the San Francisco Police Officers' Association:

"Mr. Chairman, let me ask you a question. I am a bit confused. I understood the Resolution of the Commission that they have forthwith disavowed or rescinded the Memorandum and I take it by your later statements that you have rescinded parts of it but will be bound by other parts and those parts to be decided by you?"

Commissioner Cardoza: "No. We will negotiate, we will sit here and meet and confer and negotiate with the proper parties to enter into a new Memorandum of Understanding, but the old Memorandum is rescinded as of this moment."

Stephen Bley: "At this time it is the ruling of the Commission that there is no Memorandum of Understanding and that there are no Officers Bill of Rights, that there are no other rulings and decisions which are covered under the present Memorandum of Understanding? Is that right?"

Commissioner Cardoza: "Right."

Stephen Bley: "Thank you very much."

Commissioner Garner: "Because at the present time we are under the process of working out a new Memorandum of Understanding as you probably know. We have wasted many many manpower hours in coming in and meeting with the P.O.A., on this subject. I for one, regret it because each time I walk out of my office I'm losing dollars. But we feel that the P.O.A., can work out a Memorandum of Understanding with the new Police Commission."

Stephen Bley: "With the new Police Commission. Dr. Garner, I would ask you if I understand Mr. Cardoza's statements that there are many unworkable parts, is it my understanding that what you are doing here is throwing out the baby to clean the water? Is it the opinion of the Commission, who also obviously feels that they have the authority to abrogate the entire agreement, not to negoiate as to those areas which they felt were inappropriate?"

Commissioner Garner: "No, I think what happened is, our understanding was different than what the P.O.A., writes. We understood one thing and then the P.O.A., would put into whatever form they wanted to put it in."

Stephen Bley: Dr. Garner -- I'll address this to Mr. Cardoza. It is my understanding that the City Attorney has ruled that inasmuch as to enforce and make an Ordinance or law out of the Memorandum of Understanding it must first have been passed by this Commission and then approved by the Board of Supervisors and then his Honor the Mayor. It is my understanding that it is his opinion that to negate or to terminate the same procedure must be followed. Not only the Commission, but then the Board of Supervisors and the Mayor, all of whom were original signees of this agreement must also partake of that."

Commissioner Cardoza: "Well, it's my understanding of the law that any one of the three of us can do this. The Mayor, of course, has agreed to continue under his proclamation with the Memorandum of Understanding. We are electing to rescind the Memorandum, and I think that choice is between us and/or the Board of Supervisors, and we've elected to do it.

So, if you have legal points, I suggest that we don't argue them here, but you pursue your remedies."

Stephen Bley: "Fine. Thank you very much, gentlemen."

Commissioner Cardoza: "Thank you."

WEEKLY SICK REPORT

Chief of Police Donald M. Scott, submitted a report of members of the Department off duty due to sickness and disability for the week ending Saturday, October 18, 1975, at 2400 hours, as follows:

Daily average for the week, sick	81
Daily average for the week, disabled	46
TOTAL	127
Daily percentage for the week sick	4.40
Daily percentage for the week, disabled	2.39
TOTAL	6.79

The report was ordered filed.

AYES: Commissioners Buckley, Garner, Cardoza

CONTINUATION OF THE HEARING OF CLERK-TYPIST JOHNNIE V. BROWN, TRAFFIC BUREAU.

The matter of the hearing of Clerk-Typist Johnnie V. Brown, Traffic Bureau, was called, it having been continued from the meeting of August 27, 1975, to this time and date.

Clerk-Typist Johnnie V. Brown, appeared in person and acted in her own behalf.

Captain of Inspectors, Mortimer F. McInerney, appeared as Prosecutor for the Police Department.

The reading of the Charges was waived.

The following-named witnesses appeared for the Prosecution, were sworn and testified:

Captain Ernest J. Raabe
Traffic Bureau

Lieutenant Gerald C. D'Arcy
Traffic Bureau

Sergeant George Lockhart
Traffic Bureau

Sergeant Lawrence MacKenzie
Traffic Bureau

Sergeant Joseph Rosset
Traffic Bureau

The following-named witness appeared for the Defense, was sworn and testified:

Clerk-Typist Johnnie V. Brown
Traffic Bureau

The following exhibits were introduced into Evidence by the Prosecution:

Exhibit No. 1 - One Intra-Departmental Memorandum dated June 3, 1975. Permenent Work Schedule for Clerks in Traffic Control Center submitted by Clerk-Typist Johnnie V. Brown.

Exhibit No. 2 - Twenty-three reports by Supervisorial Officers re Clerk-Typist Johnnie V. Brown's failure to appear for duty.

Captain of Inspectors, Mortimer F. McInerney, presented closing argument on behalf of the Prosecution.

Clerk-Typist Johnnie V. Brown, Traffic Bureau, presented closing argument on behalf of the Defense.

The Commission then took the matter under submission and will render a decision at a later date.

(The entire proceedings were taken in shorthand form by Dorsey A. McTaggart, C.S.R.)

AYES: Commissioners Buckley, Garner, Cardoza

The Commission then adjourned its meeting.

SECRETARY

29 OCTOBER 1975 REGULAR MEETING

Minutes

DOCUMENTS
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The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, October 29, 1975, at 1730 hours, in regular session.

PRESENT: Commissioners Buckley, Garner, Cardoza

Commissioner Cardoza presiding.

The members of the Commission having been furnished copies of the minutes of the meeting of October 22,1975, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Buckley, Garner, Cardoza

RECOMMENDATIONS OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendations of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

1755 & 1801 EVANS AVENUE - MORGAN EQUIPMENT COMPANY

a) At 1755 Evans Avenue, install a 9' red east, and 22' red west of the west drive.

b) At 1801 Evans Avenue, install a 60' yellow zone, to extend from 50' - 110' west of Rankin Street.

1424 LOMBARD STREET - CAL-MARINE RADIOPHONE CO.

a) At 1424 Lombard Street, install a 21' green zone, to extend west of the east line.

81 CLEMENTINA STREET - MR. ARMANDO DIAZ

a) At 81 Clementina Street, install an 18' yellow zone, to extend from 6' west to 12' east of east property line.

1270 MISSION STREET - KIM'S CAFE

a) At 1270 Mission Street, remove parking meter MIS-1244.

b) At 1270 Mission Street, install a 21' yellow zone, to extend from 4' - 25' west of Laskie Street.

AYES: Commissioners Buckley, Garner, Cardoza

REVOKED

RESOLVED, that the recommendations of the Traffic Bureau on the revocation of 187 feet of green and white zones at various parts of the City at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

PERMISSION TO TAKE LEAVES OF ABSENCE - APPROVED

The requests of the following-named members of the Department for permission to take Leaves of Absence were approved:

MILITARY LEAVES - WITH PAY:

a) Sergeant Walter A. Van Dehey, Southeast Police Station, for twelve days, November 10, 1975 to November 21, 1975, inclusive.

b) Police Officer Michael D. Chan, Northern Police Station, for thirteen days, September 5, 1975 to September 17, 1975, inclusive.

c) Police Officer David R. Seyler, Narcotics Bureau, for thirteen days, July 13, 1975 to July 21, 1975, inclusive.

d) Police Officer Albert N. Maracci, Jr., Traffic Bureau, for twelve days, October 20, 1975 to October 31, 1975, inclusive.

AYES: Commissioners Buckley, Garner, Cardoza

RETIREMENT

Communication was received from the Retirement Board officially notifying the Police Commission of the retirement of Police Officer Lawrence J. Santucci, Field Patrol Company, for industrial disability, effective October 15, 1975.

The communication was ordered filed.

AYES: Commissioners Buckley, Garner, Cardoza

TRANSFER OF JITNEY BUS PERMIT - APPROVED

The matter of the transfer of the right to operate a jitney bus by the following-named person was called for hearing, it having been advertised in the official newspaper in accordance with the provisions of ordinance applying thereto. The Transferor and Transferee appeared in person and were not represented by counsel. The Commission approved the transfer of whatever right, title or interest the within-named transferor might have to operate a jitney bus to the within-named transferee, said approval contingent upon the transferee filing with the Police Commission the appropriate bond and/or insurance policy as provided by the Police Code:

TRANSFEROR	TRANSFEREE	NO. OF PERMITS
John W. Roberts 745 Lakeview Avenue San Francisco, Calif.	Arol W. Connor 555 John Muir Drive San Francisco, Calif.	1

Route: Mission Street - Ferry to Sickles Avenue

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 415-75

POLICE NARCOTIC FUND

RESOLVED, that the Controller be, and he is hereby requested to draw a voucher in favor of Chief of Police Donald M. Scott in the sum of $4,166 charging same to Appropriation No.5.161.890.050 to cover narcotic fund disbursements for the month of November, 1975.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 416-75

POLICE CONTINGENT FUND

RESOLVED, that the Controller be, and he is hereby requested to draw a voucher in favor of Chief of Police Donald M. Scott in the sum of $3,333 charging same to Appropriation No. 5.161. 890.000 to cover contingent fund disbursements for the month of November, 1975.

AYES: Commissioners Buckley, Garner, Cardoza

WEEKLY SICK REPORT

Chief of Police Donald M. Scott, submitted a report of members of the Department off duty due to sickness and disability for the week ending Saturday, October 25, 1975, at 2400 hours, as follows:

Daily average for the week, sick	58
Daily average for the week, disabled	79
TOTAL	137
Daily percentage for the week, sick	3.05
Daily percentage for the week, disabled	4.30
TOTAL	7.35

The report was ordered filed.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 417-75

DECISION - HEARING OF APPEAL OF SUSPENSION WITHOUT PAY OF POLICE OFFICER ALLAN BIERMAN, SOUTHERN POLICE STATION.

WHEREAS, Police Officer Allan Bierman, Southern Police Station, was suspended without pay by the Chief of Police pursuant to Section 8.343 of the Charter of the City and County of San Francisco, and Rule 3.06 of the Rules and Procedures of the San Francisco Police Department, for a period of two (2)

working days, effective 0001 hours, Thursday, September 11, 1975, and terminating 0001 hours, Saturday, September 13, 1975; and

WHEREAS, pursuant to Rule 5.160 of the Rules and Procedures of the San Francisco Police Department, Police Officer Allan Bierman, Southern Police Station, did file with the Secretary of the Police Commission a written appeal of his suspension by the Chief of Police; and

WHEREAS, a hearing on said suspension was heard by the Police Commission on Wednesday, October 1, 1975; and on Wednesday, October 1, 1975, the matter was submitted to the Police Commission for decision; and

WHEREAS, the Police Commission finds that said charges made and filed against Police Officer Allan Bierman are sustained by the evidence presented at the said hearing held on October 1, 1975, and that Police Officer Allan Bierman violated Section 2.13 of the Rules and Procedures of the San Francisco Police Department; therefore be it

RESOLVED, that it is the order of the Police Commission that the suspension of Police Officer Allan Bierman, Southern Police Station, from duty without pay for two (2) working days, effective 0001 hours, Thursday, September 11, 1975, and terminating 0001 hours, Saturday, September 13, 1975, be, and the same is hereby affirmed and approved.

AYES: Commissioners Buckley, Garner, Cardoza

HEARING OF CAPTAIN EDWARD J. LAHERTY, JR., OPERATION CENTER

The matter of the hearing of Captain Edward J. Laherty, Jr., was called, it having been set for this time and date.

Captain Edward J. Laherty, Jr., appeared in person and was represented by Mr. Stephen Bruce Bley, Attorney at Law.

Captain Mortimer F. McInerney, Captain of Inspectors, appeared as the Prosecutor for the Police Department.

The reading of the charges was waived.

Captain Edward J. Laherty, Jr., through his attorney, Mr. Stephen Bruce Bley, entered a plea of guilty to Specification No. 2, and it was stipulated upon the recommendation of the administration and both attorneys that Specification No. 1 be deleted.

Mr. Stephen Bruce Bley, Attorney at Law, presented closing argument on behalf of the Defense.

Captain Mortimer F. McInerney, Captain of Inspectors, presented closing argument on behalf of the Prosecution.

The Commission then took the matter under submission and will render a decision on Wednesday, December 10, 1975, at 1730 hours, in Room 551, Hall of Justice.

(The entire proceedings were taken in shorthand form by Hearing Reporter Dorsey A. McTaggart.C.S.R.)

AYES: Commissioners Buckley, Garner, Cardoza

SERGEANT DANIEL P. HOWARD - IN MEMORIUM

A communication was received from Chief of Police Donald M. Scott, officially notifying the Police Commission of the death of Sergeant Daniel P. Howard, Ingleside Police Station, who died on Monday, October 27, 1975.

The communication was ordered filed.

The Commission then adjourned its meeting in memory of Sergeant Daniel P. Howard.

Willie E. Frazier
SECRETARY

DOCUMENTS
NOV 1 [illegible] 1975
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5 NOVEMBER 1975 REGULAR MEETING

Minutes

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, at 1730 hours, on Wednesday, November 5, 1975, in regular session.

PRESENT: Commissioners Buckley, Garner, Cardoza

Commissioner Cardoza presiding.

The members of the Commission having been furnished copies of the minutes of the meeting of October 29, 1975, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Buckley, Garner, Cardoza

RECOMMENDATIONS OF THE TRAFFIC BUREAU - APPROVED

844 JACKSON STREET - SUN CHONG GROCERY

a) At 844 Jackson Street, remove parking meters JAC-816 & JAC-818.

b) At 844 Jackson Street, install a 42' yellow zone, to extend from 3' - 45' east of Trenton Place.

265 LAGUNA STREET - NEIGHBORHOOD FOUNDATION

a) At 265 Laguna Street, install a 20' green zone, to extend from 6' - 26' south of Page Street.

401 SPRUCE STREET - RIMS & GOGGLES OPTICIANS

a) At 401 Spruce Street, install a 20' green zone, to extend from 4' - 24' south of Sacramento Street.

474 EDDY STREET - DIRECTOR OF HELPING HANDS SERVICE

a) At 474 Eddy Street, remove parking meter EDY-434.

b) At 474 Eddy Street, install a 20' white zone, to extend from 1' - 21' west of the east property line.

c) Permission to display portable No Parking signs in conjunction with this white zone.

2400 NORIEGA STREET - GIBRALTAR SAVINGS & LOAN ASSN.

a) At 2400 Noriega Street, install a 24' green zone, to extend from 60' - 84' west of 31st Avenue.

b) At 2400 Noriega Street, install a 6' red east of driveway, and 9' red west of driveway of parking lot.

AYES: Commissioners Buckley, Garner, Cardoza

REVOKED

RESOLVED, that the recommendations of the Traffic Bureau on the revocation of 170 feet of green and white zones at various parts of the City at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

PERMISSION TO TAKE LEAVE OF ABSENCE - APPROVED

The request of the following-named member of the Department for permission to take a Leave of Absence was approved:

a) Police Officer William W. Fox, Richmond Police Station, for fourteen days, September 20, 1975 to October 3, 1975, inclusive.

AYES: Commissioners Buckley, Garner, Cardoza

RETIREMENT

Communication received from the Retirement Board officially notifying the Police Commission of the retirement of Fingerprint Technician Helmi Huhtala,

Bureau of Criminal Information, for service, effective October 11, 1975.

The communication was ordered filed.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 418-75

EUGENE DA MASSA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Eugene Da Massa against the City and County of San Francisco in the sum of $231.81 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: April 5, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 419-75

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below-indicated program; said expenses having been approved by the Chief of Police, be, and the same is hereby approved:

Captain William J. O'Brien, Department Secretary	$128.54	(California State (Peace Officers (Association, All- (Committee Conference, (at Fresno, California, (from October 1, 1975 (to October 3, 1975, (inclusive.

AYES: Commissioners Buckley, Garner, Cardoza

WEEKLY SICK REPORT

Chief of Police Donald M. Scott, submitted a report of members of the Department off duty due

to sickness and disability for the week ending Saturday, November 1, 1975, at 2400 hours, as follows:

Daily average for the week, sick	60
Daily average for the week, disabled	87
TOTAL	147
Daily percentage for the week, sick	3.15
Daily percentage for the week, disabled	4.74
TOTAL	7.89

The report was ordered filed.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 420-75

HEARING OF POLICE OFFICER ALAN LIM, TARAVAL POLICE STATION.

WHEREAS, the hearing of Police Officer Alan Lim, Taraval Police Station, was called, it having been set for this date; and

WHEREAS, Mr. Stephen Bruce Bley, Attorney at Law, who is representing Police Officer Alan Lim, has requested a continuance in this matter; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Police Officer Alan Lim, is set for Wednesday, December 3, 1975, at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Garner, Cardoza

The Commission then adjourned its meeting.

Willie E. Taylor

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12 NOVEMBER 1975 REGULAR MEETING

Minutes

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street. on Wednesday, November 12, 1975, at 1730 hours, in regular session.

PRESENT: Commissioners Buckley, Cardoza
ABSENT: Commissioner Garner

Commissioner Cardoza presiding.

The members of the Commission having been furnished copies of the minutes of the meeting of November 5, 1975, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Buckley, Cardoza

RECOMMENDATIONS OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendations of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

3045 JACKSON STREET - MRS. E. C. VOORSANGER

a) At 3045 Jackson Street, install a 16' white zone, to extend from 17' - 33' west of the east building line.

b) Permission to display portable No Parking signs in conjunction with this white zone.

2416 MARKET STREET - PAT'S LIQUORS

a) At 2416 Market Street, revoke existing 21' green zone,

b) At 2416 Market Street, install a 20' green zone, to extend west of the east line.

c) At 2416 Market Street, install a 40' yellow zone, to extend from 20' - 60' west of the east line.

300 SAN BRUNO AVENUE - UNITED PARCEL SERVICE

a) At 300 San Bruno Avenue, install a 100' green zone, to extend from 10' - 110' south of 17th Street.

1513 VALLEJO STREET &
1590 BROADWAY - MAISIN DEVELOPMENT CORP.

a) At 1590 Broadway, install a 45' white zone, to extend from 70' - 115' west of the east property line.

b) At approximately 1513 Vallejo Street, remove parking meter VJO-1513.

c) At 1513 Vallejo Street, install a 22' white zone, to extend from 4' - 26' west of the east property line.

d) Permission to display portable No Parking signs in conjunction with these white zones.

1198 HOWARD STREET -SAN FRANCISCO COMMUNITY REHABILITATION WORKSHOP, INC.

a) At 1198 Howard Street, revoke existing 17' white zone.

b) At 1198 Howard Street, install a 17' yellow zone, to extend from 80' - 97' east of 8th Street.

419 O'FARRELL STREET - L'ORANGERIE/MARRAKECH RESTAURANTS

a) At 419 O'Farrell Street, install a 42' white zone, to extend east of the west line - (white zone will be in the area covered by meters OFA-411 and OFA-413.)

b) Permission to display portable No Parking signs in conjunction with this white zone.

1960 JACKSON STREET - SWEDISH CONSULATE

a) At 1960 Jackson Street, revoke existing 76' white zone.

b) At 1960 Jackson Street, install a 33' green zone, to extend from 15' - 48' west of the east property line.

c) At 1960 Jackson Street, install a 44' white zone, to extend from 48' - 92' west of the east property line.

d) Permission to display portable No Parking signs in conjunction with this white zone.

152 MAGNOLIA STREET - PAGANINI ELECTRIC CORP.

a) At 152 Magnolia Street, revoke existing 8' red zone.

b) At 152 Magnolia Street, install a 27' red zone, to extend west of the west line of #150.

AYES: Commissioners Buckley, Cardoza

REVOKED

RESOLVED, that the recommendations of the Traffic Bureau on the revocation of 434 feet of red, green, white and yellow zones at various parts of the City at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Buckley, Cardoza

RESOLUTION NO. 421-75

RITA M. BLANCHARD

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Rita M. Blanchard against the City and County of San Francisco in the sum of $18.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: May 27, 1975

AYES: Commissioners Buckley, Cardoza

RESOLUTION NO. 422-75

LEAVE OF ABSENCE WITHOUT PAY PENDING HEARING OF CHARGES - APPROVED.

WHEREAS, Sergeant William S. Sisack, Central Police Station, was suspended without pay effective 0800 hours, Friday, January 17, 1975, pending hearing of the charges before the Police Commission; and

WHEREAS, Sergeant William S. Sisack has requested a continuance of his hearing before the Police Commission pending the appeal of the judgment of conviction returned against him recently in the U.S. District Court; therefore be it

RESOLVED, that Sergeant William S. Sisack, Central Police Station, be placed on Leave of Absence Without Pay at his request for a period of three (3) months commencing November 18, 1975, be, and the same is hereby approved.

AYES: Commissioners Buckley, Cardoza

RETIREMENT

Communication received from the Retirement Board officially notifying the Police Commission of the retirement of Sergeant Donald W. Drake, Ingleside Police Station, for disability, effective November 6, 1975.

The communication was ordered filed.

AYES: Commissioners Buckley, Cardoza

PERMISSION TO FILE CIVIL SUIT - APPROVED

The request of Police Officer Raymond Driscoll, City Prison, for permission to file a civil suit for damages sustained in an automobile accident, be, and the same is hereby approved.

AYES: Commissioners Buckley, Cardoza

RESOLUTION NO. 423-75

HEARING ON REQUEST FOR EXTENSION OF TIME TO ACTIVATE CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY (JITNEY BUS PERMIT) - APPROVED

WHEREAS, the hearing on the request for an extension of time to activate the jitney bus permit of Mr. Jorge Arrospide was called, it having been set for this date; and

WHEREAS, Mr. Arrospide appeared in person and stated that because of personal financial difficulties, he needed an extension of six (6) months to activate his jitney bus permit; therefore be it

RESOLVED, that the request of Mr. Jorge Arrospide for an extension of six (6) months to activate his jitney bus permit, be, and the same is hereby approved.

AYES: Commissioners Buckley, Cardoza

WEEKLY SICK REPORT

Chief of Police Donald M. Scott, submitted a report of members of the Department off duty due to sickness and disability for the week ending Saturday, November 8, 1975, at 2400 hours, as follows:

Daily average for the week, sick	61
Daily average for the week, disabled	89
TOTAL	150
Daily percentage for the week, sick	3.22
Daily percentage for the week, disabled	4.85
TOTAL	8.07

The report was ordered filed.

AYES: Commissioners Buckley, Cardoza

RESOLUTION NO. 424-75

HEARING OF SERGEANT WILLIAM S. SISACK, CENTRAL POLICE STATION

WHEREAS, the hearing of Sergeant William S. Sisack, was called, it having been set for this date; and

WHEREAS, Mr. James Martin MacInnis, attorney for Sergeant William S. Sisack, Central Police Station, has requested a continuance of the hearing before the Police Commission pending the appeal of the judgment of conviction returned against Sergeant Sisack recently in the U.S. District Court; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Sergeant William S. Sisack, is set for Wednesday, December 17, 1975 at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Cardoza

PRESENTATION TO PAL OF PROCEEDS IN THE AMOUNT OF $8000 FROM THE SEVENTH ANNUAL POLICE COMMISSION GOLF TOURNAMENT TO HELP DEFRAY COST FOR SUMMER EMPLOYMENT OF PAL LAW ENFORCEMENT CADETS.

Chief of Police Donald M. Scott, presented to the Commission a financial report on the Seventh Annual Police Commission Golf Tournament, which was held at the Olympic Club, Lakeside, Monday, 20 October, 1975.

This tournament will provide the funds to pay twenty five (25) PAL Law Enforcement Cadets to work for the department from 1 July 1976 through August 24, 1976, a total of 160 hours worked by each cadet at $2.00 per hour.

Commissioner Marvin E. Cardoza then presented a check made payable to the Police Activities League for $8000 to Sergeant Steve Spellman, President of the Police Activities League. The Commissioner then stated that he wished to thank all donors and participants who contributed so much in making this tournament a financial success.

AYES: Commissioner Buckley, Cardoza

The Commission then adjourned its meeting.

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19 NOVEMBER 1975 REGULAR MEETING

Minutes

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, November 19, 1975, at 1730 hours, in regular session.

PRESENT: Commissioner Garner, Cardoza

ABSENT: Commissioner Buckley

Commissioner Cardoza presiding.

The members of the Commission having been furnished copies of the minutes of the meeting of November 12, 1975, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Garner, Cardoza

RETIREMENTS

Communications were received from the Retirement Board officially notifying the Police Commission of the retirement of the following-named members of the Police Department:

a) Inspector Walter H. Kraeke, Bureau of Inspectors, for service, effective October 20, 1975.

b) Police Officer Alfred V. Aguilar, Traffic Bureau, for service, effective October 29, 1975.

c) Police Officer Raymond McLaughlin, Central Warrant Bureau, for service, effective October 21, 1975.

d) Police Officer Walter Strohmaier, Richmond Station, for service, effective October 18, 1975.

e) Police Officer Donald L. Carlson, Traffic Bureau, for disability, effective October 30, 1975.

f) Senior Clerk-Typist Claire E. Rand, Ingleside Station, for service, effective November 1, 1975.

The communications were ordered filed.

AYES: Commissioners Garner, Cardoza

RESOLUTION NO. 425-75

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below indicated program; said expenses having been approved by the Chief of Police, be, and the same is hereby approved:

Sergeant William Pacheco, Field Patrol Company	$120.00	(International Association of Bomb Technicians, Field Patrol Company, at Reno, Nevada, from September 30, 1975 to October 3, 1975, inclusive.

AYES: Commissioners Garner, Cardoza

PERMISSION TO ACCEPT A REWARD - APPROVED

The request of Police Officer Robert E. Van Dis, Ingleside Police Station, for permission to accept a reward of $50.00 from Dr. B. I. Bearint for his assistance in apprehending an intoxicated hit/run driver who struck Dr. Bearint's car, be, and the same is hereby approved.

AYES: Commissioners Garner, Cardoza

RESOLUTION NO.426-75

RECOMMENDATIONS OF THE AWARDS COMMITTEE - APPROVED

RESOLVED, that the following-named members of the Police Department be, and they are hereby granted Awards of Valor, Silver Medal, Bronze Medal, and Meritorious Conduct Award under the provisions of Section 5.119 of the Rules and Procedures of the San Francisco Police Department as approved by the Awards Committee on Friday, November 14, 1975:

*Inspector Russell L. Ahlgrim.....Silver Medal of Valor

*Inspector Donnie L. Hansen.....Silver Medal of Valor

*Inspector James J. Molinari.....Silver Medal of Valor

Police Officer William M. Bray.....Silver Medal of Valor

Police Officer Robert J. Hulsey....Silver Medal of Valor

Police Officer Gile A. Pursley.....Silver Medal of Valor

Assistant Inspector Edwin M. Kenney.....Bronze Medal of Valor

Police Officer William J. Banas....Bronze Medal of Valor

Police Officer John V. Bisordi.....Bronze Medal of Valor

Police Officer James A. Boles.....Bronze Medal of Valor

Police Officer Isaac J. Henry.....Bronze Medal of Valor

Police Officer Michael P. Lawson...Bronze Medal of Valor

Police Officer James S. Lomax.....Bronze Medal of Valor

Police Officer Lawrence V. Minasian.....Bronze Medal of Valor

Police Officer Raymond A. Shaffer..Bronze Medal of Valor

Police Officer Richard H. VanWinkle.....Bronze Medal of Valor

Inspector Edward J. Erdelatz.....Meritorious Conduct Award

Inspector Rotea J. Gilford.....Meritorious Conduct Award

Inspector Frank C. McCoy.....Meritorious Conduct Award

Inspector Prentice Earl Sanders....Meritorious Conduct Award

*On Friday, November 14, 1975, the Awards Committee of which I was the Chairman, had their meeting. There was one application wherein several Inspectors were involved that brought about the demise of an armed robbery gang who used ski-mask as disguises when they robbed their victims in the Chinatown area.

This application missed receiving a Silver Medal of Valor Award by one vote. I am now recommending that this application wherein Inspectors Ahlgrim, Hansen and Molinari received a Bronze Medal of Valor be upgraded to that of a Silver Medal of Valor Award. (The above statement made by Commissioner Garner).

AYES: Commissioners Garner, Cardoza

RESOLUTION NO. 427-75

REWARDS GRANTED TO MEMBERS OF THE POLICE DEPARTMENT

WHEREAS, the following-named members of the Police Department have been commended for courageous service under the provisions of Section 5.119 of the Rules and Procedures of the San Francisco Police Department at a meeting of the Awards Committee, held on Friday, November 14, 1975; and

WHEREAS, Chief of Police Donald M. Scott has recommended to the Police Commission that the said members be rewarded under the provisions of Section 8.405(a) of the Charter of the City and County of San Francisco; therefore be it

RESOLVED, that Inspectors Russell L. Ahlgrim, Donnie L. Hansen, James J. Molinari, Police Officers William M. Bray, Robert J. Hulsey, and Gile A. Pursley, be, and they are hereby awarded Silver Medals of Valor and granted a reward of $100 each as provided for under said section of the Charter; and be it further

RESOLVED, that Assistant Inspector Edwin M. Kenney, Police Officers William J. Banas, John V. Bisordi, James A. Boles, Isaac J. Henry, Michael P. Lawson, James S. Lomax, Lawrence V. Minasian, Raymond A. Shaffer, and Richard H. Van Winkle, be, and they are hereby awarded Bronze Medals of Valor and granted a reward of $50 each as provided for under said section of the Charter; and be it further

RESOLVED, that Inspectors Edward J. Erdelatz, Rotea J. Gilford, Frank C. McCoy, and Prentice Earl Sanders, be, and they are hereby awarded Meritorious Conduct Awards and granted a reward of $50 each as provided for under said Section of the Charter.

AYES: Commissioners Garner, Cardoza

WEEKLY SICK REPORT

Chief of Police Donald M. Scott, submitted a report of members of the Department off duty due to sickness and disability for the week ending Saturday, November 15, 1975, at 2400 hours, as follows:

Daily average for the week, sick	59
Daily average for the week, disabled	94
TOTAL	153

Daily percentage for the week, sick 3.06

Daily percentage for the week, disabled 5.05

TOTAL 8.11

The report was ordered filed.

AYES: Commissioners Garner, Cardoza

CHIEF'S COMMENTS ON RECENT MUNICIPAL RAILWAY INCIDENTS.

Mr. Marvin Cardoza, President of the Commission, asked Chief Scott to comment on the recent criminal acts occurring on the City's Municipal Railway lines.

Chief Scott stated that the number of incidents were escalated after completion of several High School foootball games in the city. He further stated that at Frederick and Willard, a number of students began creating a disturbance resulting in the operator of the bus using his radio to call for police assistance. The police responded within two minutes and quelled the violence. He then stated that the several games in the City on that day were all covered by the police. He also stated that there were no problems at the games themselves but trouble began after students began transferring to certain lines. For instance, at Church and Market students began making trouble and the police arrived on the scene prior to being called. They made a number of arrest but only one victim came forth to point out their assailants. The Chief stated that he was ordering each district station captain to extend his coverage of police officers on the busses. The men will be assigned to ride the busses in uniform in some instances and in others radio cars will follow along certain routes. It is hoped that this will alleviate the situation and make the passengers somewhat more comfortable. Captain Agustius Bruneman, Commanding Officer of the Juvenile Bureau, will also assign men from his newly formed pursesnatching detail to ride the Muni in plain clothes. This contingent will be beefed up by additional men in plain clothes from Chief of Inspector Charles Barca's Flying Squad. The Chief stated that tomorrow the Board of Supervisors will hold hearings to look into the feasibility of providing regular Muni Transit Police. They will also be looking for additional funds to increase the existing Muni Transit Patrol.

The Commission then adjourned its meeting.

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3 DECEMBER 1975 REGULAR MEETING

Minutes

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, December 3, 1975, at 1730 hours, in regular session.

PRESENT: Commissioners Buckley, Garner, Cardoza

Commissioner Cardoza presiding.

The members of the Commission having been furnished copies of the minutes of the meeting of November 19, 1975, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Buckley, Garner, Cardoza

RECOMMENDATIONS OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendations of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

939 ELLIS STREET - BAY AREA AIR POLLUTION CONTROL DISTRICT

a) At 939 Ellis Street, revoke the existing 42' white zone.

b) At 939 Ellis Street, install a 42' yellow zone, to extend from 7' west to 35' east of the west property line.

(Also 3' red each side of driveway.)

300 SANCHEZ STREET - SUNRISE GROCERY

a) At 300 Sanchez Street, revoke existing 21' green zone.

b) At 300 Sanchez Street, install a 25' yellow zone, to extend from 3' - 28' south of 16th Street.

1628B BUSH STREET - SEASON CLEANERS

a) At 1701 Octavia Street, revoke existing 24' green zone.

b) At 1628B Bush Street, install a 20' green zone, to extend east of the west line.

500 LOMBARD STREET - FRANCISCO LAUNDERETTE

a) At 271 Francisco Street, revoke existing 21' green zone.

b) At 500 Lombard Street, install an 18' green zone, to extend from 6' - 24' west of Stockton Street.

2232 JUDAH STREET - STUFF & SUCH

a) At 2232 Judah Street, install a 21' green zone, to extend east of the west line.

650 & 655 TREAT AVENUE - SAN FRANCISCO UNIFIED SCHOOL DISTRICT

a) At 650 Treat Avenue, install a 120' white School Bus Zone, to extend south of Light Pole #64.

b) At 655 Treat Avenue, install a 55' white school bus zone, to extend from 125' - 180' north of 20th Street.

(Signs will be installed by the Dept. of Public Works, reading "No Stopping - Bus Stop 8 A.M. - 3 P.M., School Days.")

c) Opposite 2360 Folsom Street, install a 10' red each side of driveway.

d) Permission to display portable No Parking signs in conjunction with these white zones.

2040 POLK STREET - CROWN TV

a) At 2040 Polk Street, remove parking meter POLK-2028.

b) At 2040 Polk Street, install a 22' yellow zone to extend from 84' - 106' south of Broadway.

61 CHENERY STREET - FAIRMOUNT ELEMENTARY SCHOOL

a) At #22-98 Randall Street, revoke existing 332' white school bus zone.

b) At 61 Chenery Street, revoke existing 42' yellow zone.

c) At 61 Chenery Street, install a 60' white school bus zone, to extend from 4' south to 56' north of the south building line - (also signs will be installed by the Dept. of Public Works, reading "No Stopping-School Bus Zone 7 A.M. - 4 P.M., School Days".)

d) Permission to display portable No Parking signs in conjunction with this white zone.

3372 - 26th STREET - MISSION ALCOHOLIC CENTER

a) At 3372 - 26th Street, remove parking meter 26S-3338.

b) At 3372 - 26th Street, install a 21' white zone, to extend from 3' - 24' east of Lilac Street.

c) Permission to display portable No Parking signs in conjunction with this white zone.

AYES: Commissioners Buckley, Garner, Cardoza

REVOKED

RESOLVED, that the recommendations of the Traffic Bureau on the revocation of 482 feet of white, yellow and green zones at various parts of the City at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 428-75 MR & MRS. PUZANT BALMANOUKIAN

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Mr. and Mrs. Puzant Balmanoukian against the City and County of San Francisco in the sum of $150.00 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: April 30, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 429-75 LEONARD P. BAROS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Leonard P. Baros against the City and County of San Francisco in the sum of $10.00 as the result of loss of personal property, be, and the same is hereby approved.

Date of Incident: May 23, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 430-75 CALIFORNIA STATE AUTOMOBILE ASSOCIATION & CHARLES JAMES,III.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of the California State Automobile Association and Charles James, III, against the City and County of San Francisco in the sum of $244.09 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: May 15, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 431-75

GEORGE E. CARROLL

RESOLVED, that the reocmmendation of the City Attorney for settlement of the claim of George E. Carroll against the City and County of San Francisco in the sum of $250.19 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: May 17, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 432-75

AILEEN CUNNINGHAM

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Aileen Cunningham against the City and County of San Francisco in the sum of $18.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: May 4, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 433-75

CYNTHIA CABRAL

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Cynthia Cabral against the City and County of San Francisco in the sum of $113.25 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: June 19, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 434-75

JAMES DANIELS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of James Daniels against the City and County of San Francisco in the sum of $309.62 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: July 18, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 435-75

MARIO V. ZUFFADA

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Mario V. Zuffada against the City and County of San Francisco in the sum of $18.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: August 11, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 436-75

HERBERT B. HOWELL

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Herbert B. Howell against the City and County of San Francisco in the sum of $10.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: September 7 - 11, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 437-75

CONNIE MEEK

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Connie Meek against the City and County of San Francisco in the sum of $105.65 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: July 8, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 438-75

CHARLES B. PORTER, JR.,
AND NANCY L.PORTER

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Charles B. Porter, Jr., and Nancy L. Porter against the City and County of San Francisco in the sum of $66.23 as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: July 8, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 439-75

SUSAN QUINLAN AND STATE
FARM INSURANCE COMPANY

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Susan Quinlan and State Farm Insurance Company against the City and County of San Francisco in the sum of $396.05 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: July 15, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 440-75

MABEL STENESH

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Mabel Stenesh against the City and County of San Francisco in the sum of $21.00 as the result of a faulty tow, be, and the same is hereby approved.

Date of Incident: June 29, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 441-75

ROBERT J. CALLAHAN AND HIS
ATTORNEY HENRY W. LOWNEY

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Robert J. Callahan in the sum of $250.00 in Superior Court Action No. 627-205 entitled, "Robert J. Callahan, Plaintiff, vs. City and County of San Francisco, et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: April 5, 1970

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 442-75

CHARLIE HESTER AND HIS
ATTORNEYS BRENNAN & BRASS

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Charlie Hester in the sum of $750.00 in Superior Court Action No. 640-394 entitled, "Charlie Hester, Plaintiff, vs. City and County of San Francisco, et al.," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: June 29, 1971

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 443-75

PATRICK JOSEPH MOORE

RESOLVED, that the recommendation of the City Attorney for settlement of Small Claims Court Action No. 316180 in the sum of $280.00 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: April 11, 1975

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 444-75

HUGH J. TIERNEY, JR., AND HIS ATTORNEYS VERNON L. BRADLEY, MYERS, PRAETZEL & GARETY

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Hugh J. Tierney in the sum of $750.00 in Municipal Court Action No. 706-148 entitled, "Hugh J. Tierney, Jr., vs. City and County of San Francisco," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: April 28, 1973

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 445-75

GEORGE A. WEINKAUF, JR., AND HIS ATTORNEY GEORGE A. WEINKAUF

RESOLVED, that the recommendation of the City Attorney for settlement of litigation in the sum of $200.00 in Municipal Court Action No. 685-042 entitled, "George A. Weinkauf, Jr., Plaintiff, vs. City and County of San Francisco, etc., et al, Defendants," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: April 6, 1972

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 446-75

POLICE NARCOTIC FUND

RESOLVED, that the Controller be, and he is hereby requested to draw a voucher in favor of Chief of Police Donald M. Scott in the sum of $4,166 charging same to Appropriation No. 5.161.890.050 to cover narcotic fund disbursements for the month of December, 1975.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 447-75

POLICE CONTINGENT FUND

RESOLVED, that the Controller, be, and he is hereby requested to draw a voucher in favor of Chief of Police Donald M. Scott in the sum of $3,333 charging same to Appropriation No. 5.161.890.000 to cover contingent fund disbursements for the month of December, 1975.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 448-75

TRAVELING EXPENSE VOUCHER - APPROVED

RESOLVED, that the Traveling Expense Voucher submitted by the following-named member of the Police Department for expenses incurred in attending the below indicated program; said expenses having been approved by the Chief of Police, be, and the same is hereby approved:

Sergeant David R. Winn) Field Patrol Company)	$120.00	(International Associa- (tion of Bomb Technicians, (Field Patrol Company, (at Reno, Nevada, from (September 30, 1975 to (October 3, 1975, inclusive.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 449-75

ANNUAL LEAVE OF ABSENCE FOR THE YEAR 1976

WHEREAS, pursuant to the provisions of Section 8.440 of the Charter of the City and County of San Francisco, all members of the Police Department, both uniformed and civilian after one year's continuous service, shall be allowed a vacation with pay of ten (10) working days; all members of the Police Department, both uniformed and civilian after five years' continuous service, shall be allowed a vacation with pay of fifteen (15) working days; and all members of the Police Department, both uniformed and civilian, after fifteen years' continuous service, shall be allowed a vacation with pay of twenty (20) working days; said vacation period for 1976 to be all inclusive (January 1, 1976 to December 31, 1976, inclusive) for the entire

calendar year; the responsibility for seeing that sufficient manpower is on duty in any rank is properly that of the superior officer involved; therefore be it

RESOLVED, that in selecting periods for vacation, the members shall draw according to seniority in their respective ranks; and be it further

RESOLVED, that periods may be taken on an intermittent daily basis; provided,however, that any employee who is entitled to a vacation allowance of five (5) or more working days shall take at least five (5) days of his vacation at one time annually.

AYES: Commissioners Buckley, Garner, Cardoza

WEEKLY SICK REPORT

Chief of Police Donald M. Scott, submitted a report of members of the Department off duty due to sick and disability for the week ending Saturday, November 29, 1975, at 2400 hours, as follows:

Daily average for the week,sick	50
Daily average for the week, disabled	97
TOTAL	147
Daily percentage for the week, sick	2.60
Daily percentage for the week, disabled	5.23
TOTAL	7.83

The report was ordered filed.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 450-75

REQUEST FOR A SUPPLEMENTAL APPROPRIATION

RESOLVED, that the Controller,be, and he is hereby requested to draw a Supplemental Appropriation Ordinance in the amount of $554,185.00 from any fund designated by the Mayor or Controller, and credit it to the following appropriation in the amount indicated:

Appropriation No. 5.161.963.000.000
Muni Transit Police Force $554,185.00

to fund a Muni Transit Police Force effective January 1, 1976 to June 30, 1976, as a pilot program to stem crime on the City's Muni System.

COMMISSIONER CARDOZA, PRESIDENT OF THE POLICE COMMISSION READ INTO THE MINUTES THE FOLLOWING:

In 1973, at the request of the Public Utilities Commission, the Planning and Research Bureau of the Police Department researched the problem of crime on the Municipal Railway vehicles. An exhaustive study was made, taking into consideration the types of incidents occurring, the time of the day when occurring and on what transit lines, to ascertain the pattern of crimes on the transit system and to make recommendations to combat them. As a result of the study, it was concluded that a permanent transit detail of 119 sworn police officers at an annual cost of approximately $3,500,000 would be necessary to police the many Municipal Railway vehicles. This plan took into consideration the coming underground operation of Municipal Railway vehicles with the BART system. This information was given to the Public Utilities Commission.

In November of 1975, the Public Utilities Commission requested the Police Department to bring its previous estimate of the cost of a permanent Transit Detail up to date as incidents were continuing to occur on the transit vehicles and the incidents were highlighted by two serious events that took place when school students committed assaults on, and thefts from, the passengers on a bus and on streetcars. The revised cost for the Transit Detail was in excess of $4,500,000 for one year.

The Streets and Transportation Committee of the Board of Supervisors held a public meeting on November 20, 1975, to discuss the incidents that were taking place on the Municipal Railway vehicles and

to hear recommendations from the Public Utilities Commission and Police Commission representatives as well as the public on the best way to combat the incidents. As a result of the meeting, the Police Commission was requested to prepare a plan for a transit detail that would be economically feasible for the City to fund.

Meetings were held with representatives from the Public Utilities Commission, the Municpal Railway and the Police Department. As a result of those meetings, a six months pilot program has been recommended, utilizing the minimum number of personnel which would have an impact on the problem and yet be feasible from an economic standpoint. The plan that the Police Commission has been asked to approve will provide for a Transit Detail of 1 Lieutenant, 3 Sergeants, 28 Police Officers and 50 Police Cadets, plus the necessary police equipment and vehicles. This plan would cost $554,185 for six months, and will be supplemented by the present Muni Transit Security Detail that is Federally funded.

To put the program into operation at the earliest possible time, it has also been recommended to the Police Commission that the sworn uniformed personnel be not additional appointments to the Department, but that a Transit Detail be selected from members of the Department and be operated on an extended work week basis using overtime funds specifically appropriated for that purpose. In addition to establishing the detail as soon as funds become available, the use of officers on an extended work week basis will save the City in excess of $225,000 over the six months period. Further, it makes the plan

flexible in that it could be expanded or cut back as conditions indicate.

The Police Commission believes that the plan that has been recommended is a good pilot program that should be put into operation and we approve the request for the Supplemental Appropriation for the necessary funds.

Commissioner Cardoza then asked Chief Donald Scott if he had any further comment on this matter.

Chief Scott then stated that he would like to have Supervising Captain Jeremiah P. Taylor advise the Commission on some of the things that the Police Department has been doing around the schools and on the Muni Transit System.

Captain Taylor stated that the problems on the Muni System have been known to us for some time to be involved heavily with youths from different district schools. As a result of this information, we have taken many precautions and much action to abate the problem as it goes down. Each District Station, and there are nine in the City, each District Station has schools therein, has a detail of men that is either two or four, depending upon the size of the problem in their District, and these men are allocated to patroling the school areas dealing with the school principals and school executives and dealing with the students directly in an attempt to stop these kind of problems from developing, to see that the buses that are loaded in the area or at the nearby transfer points are covered by uniformed patrolmen, the kinds of students that are coming and going. We also have a person in

each one of the District Stations, orders are outstanding at this time and being complied with by my personal check, that the direction of the uniformed officers that are on patrol throughout the City, on occasions, one of them will get out of the radio car and get onto a bus of a particular line during a particular time that it appears there may be problems and will ride that bus or streetcar in uniform or letting the bus driver know that there is a police car in attendance behind and that he is on board and that if there is any problem developing, he will take some action against it. We also have the foot men who operate throughout the City and despite the comments of the fact that there might not be any on an average day, there are about fourteen men on duty on foot in different areas of the City. These men are called upon to get on the streetcars and buses that cross their area of responsibility and ride these buses and streetcars alerting the personnel on the Muni System that they are there and available. We have set up a system with the Muni people in which we ask them to turn on the lights and flash and lower the high lights on the bus if they are having a problem and there are police that can see them. These things are all going down now. And we've further attempted to do something about this problem by a closer liason with the schools and with the Muni System. The Muni System can keep such a continuous and constant information feeding to us about the problems that are on the buses, the crimes that are reported to them. We have a system here in the Police Department where every incident, as reported to the Police Department, we forward one of these

copies of the report to our Muni Transit System, as we now have in it, a Lieutenant, a Sergeant, and several Patrolmen along with the civilian personnel and they, in turn, use this information of the crimes and of the reported incidences, they use this information to aim the efforts of the officers and the civilians that we have in the present Muni System. This means that we put the Uniform Personnel and/or Civilians on the streetcars or buses that we know where the problems are developing and during the times that we have been able to pinpoint as when they are happening. As a result of this, there is no doubt that we are keeping crime down a tremendous amount on the Muni System. There are instances that occur that obviously we can't be on every bus, and they are not on every bus or every streetcar. But every time we get information that shows us where we are most likely to do the most good, that is where we attend. In this afternoon's paper it relates an incident that took place in the Mission District in the last couple of days, where there was three strong arm robberies and a purse snatch that went down and on all three occasions, arrest were made by the uniform personnel of the Mission District and the youths, and they were all three youth cases, were taken into custody and sent up to the Youth Guidance Center. This operation, the personnel that I am talking about, and the deployment that we have here, will continue on until we get reenforcements, or whatever help we are given. But, we will continue to keep up with these actions.

Commissioner Cardoza: Thank you very much. Now is there somebody out there that wanted to speak? Will you state your name for the record, please?

Mr. Nathaniel Mason: My name is Nathaniel Mason, Jr. I am from the Black Businessman's Association, and I am also a parent here in the community, and we are a little bit concerned about all this excitement created about the two large incidents recently occurring on the Muni as though these incdents have not been happening right along. And since this has happened, the people in the community have gotten together and tried to come up with some solution that involves members of the community and certain members of the Police Department, in terms of what would be the most effective way to deal with this problem that we have in our community and other communities. Now here you say that you are going to use cadets and you are going to use thirty (30) regular officers? First place, let me say particularly, we don't want to see armed men aboard the Muni. That is one thing we don't want to see. And if you are going to use this plan, and from what I can see from this sketch that you have here, we don't think that it would be effective anyway. It seems to me that it would almost be a waste of taxpayer's money to put $554,000 dollars off into a plan that you are going to have to have ready by January, according to your own agenda here when we have been working maybe for a year or more and we really haven't come up with that plan that is going to do the job in terms of dealing with the purse snatchers and the attacks on the Muni. Now let's just also say this, that we do have a cross-representative of community groups from clear across the city that have been working with the anti-purse snatch-

ing detail here in the Police Department, before these so-called incidents that were blown out of proportion on the Muni had taken place. Since that time, we have reversed our priorities in terms of the needs of the community from the incidents that have happened on the Muni, so what we are saying, what we are trying to say, in such a short notice is that we don't think that you have an adequate enough program to deal with the situation that is occurring now in our community. We don't think that this program has any input whatsoever from the community and from the people that are most concerned. I have four (4) kids in our school system which makes me a pretty knowledgeable person, I've made the school district a study of mine. I've worked for them, I haven't missed a school board meeting in the last nine years, just as some of the other prople here. And we are awfully disturbed and we are awfully worried that the way that you seem that you are reacting---- you're reacting the wrong way to a situation that we know that if you would maybe get together with school officials and people from the community and your department and maybe we could come up with a viable plan, not one that is as weak as this one, in terms of dealing with the situation that we also have to live with in the community and I will close because somebody else may want to say something, but first I want to apologize to you for the outburst that I made. That's because I didn't know your decision in terms of the way you vote. That is the reason I apologize. I would become more knowledgeable of that but we hope that you do take into consideration before you put this plan into action, to maybe hold

off, delay a while, and see what kind of community input or community involvement you can get to come up to a program that would be acceptable. Also, you must remember that it has to be acceptable to the people in the community for it to really, really work. So, all we are doing is we are asking, we are not telling you, we are asking that you involve some of the people that are most concerned. Parents of the kids that are going to be arrested, and the people, some of our people that have been robbed or maybe had their purses snatched. All I'm trying to say particularly here to you is that the need for more community involvement and I thank you for your time.

Commissioner Cardoza: Well, thank you very much for your comments and we invite you to talk or suggest to Sergeant Frazier anything that you have. The community has got to help the Police Department. The Police Department can not do this alone. And we need to get people from the community working with the Department and we appreciate your offer. So, any suggestion that you have, see Sergeant Willie Frazier, Secretary of the Commission, and he will see that it gets into the hands of the proper people of the Department. Thank you very much.

Mr. Mason: Let me respond to that and it will only take a couple of seconds. We know who to really get, because we have been working with some people, such as Captain Bruneman and others in your Department on some kind of an effective program in terms of needs of the Community. All we are asking, don't run off with this thing too fast before you see some of the results of some of the work that we have been doing in the past four or five months.

Commissioner Garner: Were you at the Supervisor's meeting when they had a public meeting on this, the Supervisors and the Board of Education?

Mr. Mason: I was at a meeting that we have been having all along with the Anti-Purse Snatching Detail, Dr. Garner, so we didn't have time to react to certain emergencies because we dealt with this very same problem.

Commissioner Garner: The Supervisors held hearings on this for about two days.

Mr. Mason: Would you let me try to answer? I heard your question. I am trying to just, if you could hear what I am saying, that we knew that when this came up that we already had the mechanism in order that....in motion that would most effectively deal with the problem that is coming about. So I was at a meeting that we were having that included the Police Department, the Community, School Officials and others, to deal with that problem. So, what we were saying is that maybe we had come from an over reaction from the meeting that we had, was from the standpoint of we had been working with it all along, if that answers the question, if not, I am sorry.

Director Rodney Williams: Mr. Commissioner, most of them that I recognize here have been a part of a group that Captain Bruneman and I have been working with as an advisory group that have been advising us under the direction of the Deputy Chief. We are trying to get the advisory group to work with us, to do something about the violence, but these are some of the people that have been working on that. We started out with an Anti-Purse Snatching Detail and they were supposed to be giving some input into some of the Purse Snatching, and with some understanding what the Police

Department is trying to do, and give us some concrete suggestions, and then later on after reading it in the paper and hearing at the Board of Supervisors, sort of got on to this new Transit Muni Police. And we had a meeting with the Human Rights Commission on Monday, followed by another meeting on Tuesday with some of the people that are now in this room. I didn't know at that time that this was on the agenda and would be presented.

Commissioner Garner: But most of this is just carrying out the request of the Supervisors. Where it should have been stopped is at the Board of Supervisors.

Commissioner Cardoza: Well, you still have another stop, I mean this has got to go to the Board of Supervisors, and they have got to approve this Supplemental Request. Well, we do have a heavy calendar and I will allow five (5) more minutes for discussion on this subject.

Mr. Jim Queen: I was invited to go to the meeting to discuss this issue and out of that meeting came several facts. I'm kind of confused right now, because I thought that I and other people inside of the community would be part of a ..... plan, not that this was going to happen right here tonight, and that plan is to clear a point that we said is that we do not want more police on the bus because maybe some parents or some other young adults may be on the bus, but we are clear in our rejection path that we didn't want policemen on the bus. Secondly, referring to those millions of dollars they are talking about, maybe some kind of preventive program regarding education and employment, but what

I am disturbed about is it was my understanding that Officer Williams and some other people from the Department here and this is what came back and would be a part of our plan process, now I hear directly that Officer Williams is saying that he didn't know anything about that it was going to be a plan presented here tonight requesting that amount of money. So that seems like a little breach of faith or something. I don't like to go to meetings and spend a lot of good time trying to do something and give advice to people and its not going to be accepted by anybody....let me make that clear again, the community said it didn't want more policemen.....we've asked other policemen to give us the specifics on it and has been.....become very clear to our community that participation is going to be due to the voucher problem, that the end participation can be to reach the young people and divert some of that money to a preventive program of educational employment. So we are kind of confused right now and I don't know where we stand. I might just be wasting my time.....

Commissioner Cardoza: We are asking for additional money so that we can work 28 men overtime to put a detail on the Muni, plus 50 cadets, that is what we are asking.

Mr. Queen: I am just asking how is the City-making process, in other words, we're not plugged in to what the City obviously must come down with. Officer Williams was not plugged into this decision making process as we thought he was. We thought he was plugged in so therefore we've had those meetings thinking he would bring back to those people who were

in charge some of the thoughts which we have had. Obviously, that did not occur. There is no communications, so we are wondering what is the chain of command and who is it, who shall we talk to? Shall we talk to Rodney or what?

Commissioner Cardoza: Well, he is our Communications Officer. Chief?

Chief Scott: I see no conflict in any one of these programs. Certainly I've made public statements and they kind of twist it around from time to time, but we need community participation. They turn people around, they accused me of wanting to slough it off to the schools and so forth, but I don't slough anything off. I feel that the community and the schools and all of us have to get on this so I really don't see any conflict on this. There are people who want to see people on the Muni System and this is at the request of the Board of Supervisors, they have had public meetings and there are community people who want this. As a matter of fact, it was at my direction that Director Williams and Captain Bruneman get going on this. And I think they did a good job. I see no conflict in the thing at all.

Commissioner Cardoza: Well, thank you very much. Okay, that will be submitted to the Board of Supervisors pursuant to the usual procedures.

Mr. Queen: Who is taking care of our statements for the record?

Sergeant Frazier: It is being recorded and will be a part of the Police Commission minutes.

Mr. Mason: Just one more minute since you

have a tape recorder going, what we would like to say since the Chief has said he sees no conflict, we would like to let him know that the Community thinks he does see a conflict in the two plans, so maybe we could sometime sit down and talk about it.

Chief Scott: Thank you, we have the vehicle right now with Director Williams and Captain Bruneman.

Commissioner Cardoza: Very good, we'll continue with the Calendar items. Thank you very much for your comments.

Sergeant Frazier: Continuing with item No. 11 on the Calendar, Mr. Dennis Carey, Public Utilities Commissioner Regarding Municipal Railway and San Francisco Police Security Measures: Mr. Carey phoned this afternoon and stated that he would not be able to appear here, but that Mr. M. Welton Flynn, President of the Public Utilities Commission, supports the Police Commissions action in passing this appropriation and that at the next Public Utilities Commission meeting he would urge the Public Utilities Commission to adopt a resolution supporting the Police Commissions decision to submit to the Board of Supervisors the above-stated Supplemental Appropriation to fund a Municipal Transit Police Force effective January 1, 1976 to June 30, 1076, as a pilot program to stem crime on the City's Muni System.

Commissioner Cardoza: Very good. That will be filed and become a part of our records.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 451-75

POLICE OFFICER MICHAEL CHAN, NORTHERN POLICE STATION

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Police Officer Michael Chan, as follows:

SPECIFICATION NO. 1

Unofficerlike Conduct (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department)

by Joseph M. Flynn, Captain of Police, Commanding Officer of Northern Police Station; therefore be it

RESOLVED, that the hearing before the Police Commission on charges filed against Police Officer Michael Chan, Northern Police Station, be, and the same is hereby set for Wednesday, December 10, 1975 at 5:30 pm., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 452-75

POLICE OFFICER PETER GAMINO, MISSION POLICE STATION

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Police Officer Peter Gamino, as follows:

SPECIFICATION NO. 1

Unofficerlike Conduct (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department)

SPECIFICATION NO. 2

Failure to Truthfully Answer Questions (Violation of Section 2.49 of the Rules and Procedures of the San Francisco Police Department)

by Kevin J. Mullen, Captain of Police, Commanding Officer of Mission Police Station; therefore be it

RESOLVED, that the hearing before the Police Commission on charges filed against Police Officer Peter Gamino, Mission Police Station, be, and the same is hereby set for Wednesday, December 10, 1975 at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 453-75

POLICE OFFICER MICHAEL W. PEDRINI, NORTHERN POLICE STATION

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Police Officer Michael W. Pedrini, as follows:

SPECFICIATION NO: 1

Interference with the duties of a Parking Controlman (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department)

SPECIFICIATION NO: 2

Destruction of Department property (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department)

by Joseph M. Flynn, Captain of Police, Commanding Officer of Northern Police Station; therefore be it

RESOLVED, that the hearing before the Police Commission on charges filed against Police Officer Michael W. Pedrini, Northern Police Station, be, and the same is hereby set for Wednesday, December 10, 1975 at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 454-75

POLICE OFFICER RAYMOND R. PORTUE, FIELD PATROL COMPANY

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Police Officer Raymond R. Portue, as follows:

SPECIFICATION NO. 1

Use of excessive force against a citizen without lawful authority (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department)

SPECIFICATION NO. 2

Failure to answer truthfully and without evasion questions propounded (Violation of Section 2.49 of the Rules and Procedures of the San Francisco Police Department)

by James H. Ludlow, Captain of Police, Commanding Officer of the Field Patrol Company; therefore be it

RESOLVED, that the hearing before the Police Commission on charges filed against Police Officer Raymond R. Portue, Field Patrol Company, be, and the same is hereby set for Wednesday, December 10, 1975 at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 455-75

REQUEST OF PARKING CONTROLMAN MARY GLASS, TRAFFIC BUREAU, TO APPEAL FIVE (5) WORKING DAYS SUSPENSION

WHEREAS, a communication was received from Donald M. Scott, Chief of Police, officially notifying the Police Commission of the suspension of Parking Controlman May Glass, Traffic Bureau, for a period of five (5) working days, effective 0001 hours, Monday, November 17, 1975, and terminating at 0001 hours, Saturday, November 22, 1975; and

WHEREAS, a communication was received from Parking Controlman Mary Glass, Traffic Bureau, requesting a hearing before the Police Commission in accordance with Section 5.160 of the Rules and Procedures of the San Francisco Police Department, to appeal her disciplinary suspension for a period of five (5) working days by Donald M. Scott, Chief of Police; therefore be it

RESOLVED, that the request of Parking Controlman Mary Glass, Traffic Bureau, for a hearing before the Police Commission to appeal her suspension by Chief of Police Donald M. Scott for a period of five (5) working days effective 0001 hours, Monday, November 17, 1975, and terminating at 0001 hours, Saturday, November 22, 1975, be, and the same is hereby set for Wednesday, December 10, 1975 at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 456-75

DECISION - HEARING OF CLERK-TYPIST JOHNNIE V. BROWN, TRAFFIC BUREAU

WHEREAS, on August 6, 1975,Edward B. Cummins, Director of Traffic, made and served charges against Clerk-Typist Johnnie V. Brown, Traffic Bureau, as follows:

SPECIFICAITON NO. 1

a) That between the dates of March 25, 1974 and June 20, 1975, the accused has been absent from duty for a total of fifty-eight (58) days;

b) That of the fifty-eight (58) days the accused was absent, seventeen (17) of these days were absent without excuse;

c) That because of the absence of the accused, it was necessary, in many instances, to detail police officers to do the work of the accused;

d) That because said police officers are within the Hall of Justice doing the work of the accused, the safety of the citizens of the City and County of San Francisco was adversely affected and the efficiency of the Police Department was adversely affected;

e) Because of the above-stated activity, the accused did violate Section 2.13 of the Rules and Procedures of the San Francisco Police Department, which reads as follows:

"2.13 Any breach of the peace, neglect of duty, misconduct or any conduct on the part of any member either within or without the state which tends to subvert the good order, efficiency or discipline of the department or which reflects discredit upon the department or any member thereof or that is prejudicial to the efficiency and discipline of the department, though such offenses are not specifically defined or laid down in these Rules and Procedures shall be considered unofficerlike conduct triable and punishable by the Board."

SPECIFICATION NO. 2

f) Paragraphs (a) through (e) are hereby incorporated as though fully set forth herein:

g) That on July 6, 1975, this Department was notified that the accused had suffered an injury while on duty on June 26, 1975;

h) That the accused reported for duty and did work on June 27, 1975;

i) That the accused was absent from June 28, 1975 to and including the date of these charges;

j) That on June 26, 1975 the accused did not inform her superior officer of any injury sustained on June 26, 1975;

k) That on June 27, 1975, the accused did not inform her superior officer of any injury sustained on June 26, 1975;

l) That this Department was not informed of the injury to the accused until July 6, 1975;

m) Because of the above-stated conduct, the accused did violate Section 5.51.1 of the Rules and Procedures of the San Francisco Police Department, which reads as follows:

"5.51.1 A member unable to report for duty at the prescribed time as the result of disability shall immediately report that fact to his station or bureau and without unreasonable delay forward to his commanding officer a certificate signed by the attending qualified physician or surgeon describing the disability. If said certificate is sent by mail, it shall be mailed by Special Delivery Registered Mail and the station or bureau so notified."

and

WHEREAS, hearings on said charges were had before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Wednesday, August 27, 1975 and Wednesday, October 22, 1975, and that on Wednesday, October 22, 1975, the matter was submitted to the Police Commission for decision; and

WHEREAS, the Police Commission finds that said charges made and filed against Clerk-Typist Johnnie V. Brown, Traffic Bureau, as contained in Specifications No. 1 and No. 2, are sustained by the evidence presented at the hearing and that Clerk-Typist Johnnie V. Brown violated Sections 2.13 and 5.51.1 of the Rules and Procedures of the San Francisco Police Department; therefore be it

RESOLVED, that it is the order of the Police Commission that Clerk-Typist Johnnie V. Brown has violated Specification No. 1, Section 2.13, and Specification No. 2, Section 5.51.1, of the Rules and Procedures of the San Francisco Police Department, and for said violations she shall be dismissed from the San Francisco Police Department; and be it further

RESOLVED, that said dismissal effective December 3, 1975 at 1800 hours, be, and the same is hereby affirmed and approved.

(The entire proceedings were taken in shorthand form by Hearing Reporter Dorsey McTaggart, C.S. R.)

AYES: Commissioners Buckley, Garner, Cardoza

REQUEST FOR INCREASE IN PAY

Director Rodney Williams: For the record I would like to read a paragraph written in an Intra-Departmental

Memorandum to Chief Scott, the subject of which is a Request for Pay and I am reading this just for the record. I understand that the position has been created and I understand the Supplemental Appropriation had already gone to City Hall and it's tied up over there. I am trying to exhaust all my efforts:

"Sir:

In order to exhaust all of my administrative remedies, I am officially requesting that I be paid a salary commensurate with my rank and responsibility as Director of the Police Community Relations Unit."

HEARING OF POLICE OFFICER ALAN LIM, TARAVAL POLICE STATION

The hearing of Police Officer Alan Lim, Taraval Police Station, was called, it having been set for this date. Police Officer Alan Lim was charged with violating the Rules and Procedures as follows:

SPECIFICATION NO. 1

Failure to Answer Truthfully and Without Evasion Questions Propounded by a Superior Officer (Violation of Section 2.49 of the Rules and Procedures of the San Francisco Police Department)

in a properly verified complaint by Donald L. Taylor, Captain of Police, Commanding Officer of Taraval Police Station, San Francisco Police Department.

Police Officer Alan Lim appeared in person and was represented by Mr. Stephen Bruce Bley, Attorney at Law.

Director of Personnel, Captain George Eimil, appeared as the Prosecutor for the Police Department.

The reading of the Charges was waived.

Police Officer Alan Lim entered a plea of "not guilty" to Specification No. 1.

The following-named witnesses appeared for the Prosecution, were sworn and testified:

Jose F. Mendoza
2154-18th Avenue
San Francisco, California

Sergeant Frank Greer
Internal Affairs Bureau

Lieutenant James La Brash
Internal Affairs Bureau

The following exhibits were entered into Evidence by the Prosecution:

Exhibit No. 1 - Photographs of police vehicle parked in front of S.F. F. D. located at 2155 - 18th Avenue, San Francisco.

Exhibit No. 2 - Brown envelope with automobile license 40512G written thereon and submitted to S.F. P.D. by Jose Mendoza.

Exhibit No. 3 - Photograph - left view of S.F. F. D. located at 2155 - 18th Avenue, San Francisco.

Exhibit No. 4 - Communications Complaint Record, dated August 20, 1975, marked "2 occupants in car bearing license 40512G."

Exhibit No. 5 - Communications Complaint Record, dated August 20,1975, marked "Alan F. Lim, license 40512G."

Exhibit No. 6 - Excerpts from Penal and Vehicle Codes of California.

The Commission then adjourned at 2037 hours, and the matter was continued to Wednesday, December 17, 1975, at 1600 hours, in Room 551, Hall of Justice.

Recess: 1942 hours to
2000 hours.

(The entire proceedings were taken in shorthand form by Hearing Reporter Linda Pransky, C.S.R.)

AYES: Commissioners Buckley, Garner, Cardoza

The Commission then adjourned its meeting.

SECRETARY

75

10 DECEMBER 1975 REGULAR MEETING

Minutes

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, December 10, 1975 at 1730 hours, in regular session.

PRESENT: Commissioners Garner, Buckley

ABSENT: Commissioner Cardoza

DOCUMENTS
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Commissioner Buckley presiding.

The members of the Commission having been furnished copies of the minutes of the meeting of December 3, 1975, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Garner, Buckley

RECOMMENDATIONS OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendations of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

988 MISSION STREET - YANOW AND BAUER-CONSULTING ENGINEERS

a) At 988 Mission Street, remove parking meter MIS-990.

b) At 988 Mission Street, install a 20' yellow zone, to extend west of the west line.

3200 - 23rd STREET - STATION "C" POST OFFICE

a) At 3210 - 23rd Street, revoke existing 40' red zone.

b) At 3210 - 23rd Street, relocate parking meters 3208 & 3210 to the area of the revoked red zone.

c) At 3200 — 23rd Street, install a 40' yellow zone to extend from 76' - 116' west of South Van Ness Avenue.

2550 SACRAMENTO STREET - TENNIS ETCETERA

a) At 2550 Sacramento Street, install an 18' green zone, to extend from 1' east to 17' west of the east property line.

598 BAY STREET - DEPT.OF PUBLIC WORKS-TRAFFIC

a) At 598 Bay Street, install a 33' red zone, to extend west of Jones Street.

AYES: Commissioners Garner, Buckley

REVOKED

RESOLVED, that the recommendations of the Traffic Bureau on the revocation of 133 feet of red and yellow zones at various parts of the City at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Garner, Buckley

RESOLUTION NO. 457-75

HERMINIA RODRIGUEZ

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Herminia Rodriguez, et al., in the sum of $7,500 in Superior Court Action No. 660-285, entitled "Herminia Rodriguez, individually, and as personal representative of Victoria, Delores, Rudy, Richard and Roger Rodriguez, Plaintiff, vs. City and County of San Francisco, et al., Defendants," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: On or About June 20, 1972

AYES: Commissioners Garner, Buckley

RETIREMENTS

Communications were received from the Retirement Board officially notifying the Police Commission of the retirements of the following-named members of the Police Department:

a) Sergeant Richard Cullinan, Southern Police Station, for service, effective October 29, 1975.

b) Sergeant James T. Kane, Traffic Bureau, for service, effective November 12, 1975.

c) Sergeant James A. Mullan, Bureau of Inspectors, for service, effective November 12, 1975.

d) Police Officer James M. Ward, Park Police Station, for service, effective October 29, 1975.

e) Police Officer Roger J. Marr, Taraval Police Station, for service, effective November 1, 1975.

AYES: Commissioners Garner, Buckley

RESOLUTION NO. 458-75

REQUEST FOR SUPPLEMENTAL APPROPRIATION

RESOLVED, that the Controller be, and he is hereby requested to draw a Supplemental Appropriation Ordinance in the amount of $9,099.00 from any fund designated by the Mayor or Controller, and credit it to the following appropriations in the amounts indicated:

Appropriation No. 5.161.110.001.000 Permanent Salaries - Civilian	$1,099.00
Appropriation No. 5.161.400.000.000 Equipment	500.00
Appropriation No. 5.161.500.000.000 Building, Structure, Improvements-Transfer to 5.445.994.000.000 PWC	$7,500.00
	$9,099.00

to provide funds for Police Commission salaries and Hearing Room re-modeling.

AYES: Commissioners Garner, Buckley

RESOLUTION NO. 459-75

CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY (CHINATOWN RICKSHAW PERMIT) HEARING TO REVOKE-CONTINUED FOR SIXTY (60) DAYS.

WHEREAS, there was granted to Edmund L. Jung on August 10,1964, a permit and/or license for the operation of three (3) Chinatown Rickshaws; and

WHEREAS, pursuant to an investigation conducted by the Vehicle Inspection Detail of the San Francisco Police Department, the Chief of Police was advised that Edmund L. Jung was not operating his Chinatown Rickshaw, and had not so operated said vehicle for a period in excess of ten (10) consecutive days and was, therefore, in violation of the provisions of Section 1079 of the Police Code; and

WHEREAS, Mr. Edmund L. Jung appeared before the Police Commission on Wednesday, July 30, 1975, Wednesday, October 8, 1975, and on Wednesday, December 10, 1975, and each time requested an extension of time to allow him to put his Chinatown Rickshaw into operation; and

WHEREAS, the Police Commission feels that an additional extension of sixty (60) days should be granted to Mr. Jung to put his Chinatown Rickshaw back into operation; therefore be it

RESOLVED, that the request of Mr. Edmund L. Jung for an extension of sixty (60) days to February 9, 1976, to put his Chinatown Rickshaw into service, be, and the same is hereby approved.

AYES: Commissioners Garner, Buckley

RESOLUTION NO. 460-75

REQUEST TO RELEASE UNALLOTTED FUNDS

RESOLVED, that the Controller be, and he is hereby requested to release unallotted funds in the sum of $4,500 to allotted funds in Appropriation No. 5.161.113.001.000 (Overtime-Extended Work Week - Civilian) to cover pending and future payrolls; $312.00 to Appropriation No. 5.161.140.000.000 (Fees and Other Compensations) for pending and future claims; and $34,500 to Appropriation No. 5.161.384.000.000 (Clothing - Police Uniforms) for bulk order of Uniforms.

AYES: Commissioners Garner, Buckley

RESOLUTION NO. 461-75

REQUEST TO TRANSFER ALLOTTED FUNDS

RESOLVED, that the Controller be, and he is hereby requested to transfer allotted funds in the sum of $50,000 from Appropriation No. 5.161.300.000 .000 (Materials and Supplies) to Appropriation No. 5.315.391.000.000 (Purchaser's Fuel and Lubricants) for the purchase of gasoline and oil for police vehicles at the Hall of Justice service station.

AYES: Commissioners Garner, Buckley

RESOLUTION NO.462-75

ANNEXATION OF GOLDEN GATE PARK TO PATROL SPECIAL BEAT NO.101, RICHMOND POLICE DISTRICT

RESOLVED, that the request of Patrol Special Officer Lucian Vance, Star No. 2688, for permission to annex the following additional area to his Patrol Special Beat No.101, Richmond Police District, be, and the same is hereby approved:

> The area known as Golden Gate Park is founded by the Southern side of Fulton Street at Great Highway, thence east to Westerly side of Stanyan Street, thence south to the Northerly side of Frederick Street, thence west to Lincoln Way continuing on the Northerly side of Lincoln Way, thence west to the Easterly side of the Great Highway, thence north to Fulton Street.
>
> This does not include any of the streets herein mentioned except that portion of Fulton Street already within the confines of Beat No. 101;

and be it further

RESOLVED, that the request of Patrol Special Officer Lucian Vance to annex Golden Gate Park into the confines of his Patrol Special Beat No. 101, be, and the same is hereby approved.

AYES: Commissioners Garner, Buckley

RESOLUTION NO. 463-75

APPROVING IMMEDIATE FILLING OF VACATED POSITIONS OF ONE (1) Q-60 LIEUTENANT, TWELVE (12) Q-50 SERGEANTS, TWO (2) Q380 INSPECTORS, ONE (1) Q-35 ASSISTANT INSPECTOR, SAN FRANCISCO POLICE DEPARTMENT

RESOLVED, that pursuant to the provisions of Section 10, Subsection 7, of the Annual Appropriation Ordinance, the immediate filling of the following positions in the San Francisco Police Department requested by the appointing officer and recomended by the General Manager, Personnel, and the Mayor, be, and they are hereby approved:

Q-60 Lieutenant	Reason	Date
Joseph May	Pensioned	August 4, 1975

Q-50 Sergeant		
Alan Perini	To Co. K. Solo v. Jack Miller	August 6, 1975
Steven A. Runyon	Resigned	August 24, 1975
Frank Kalafate	Pensioned	August 16, 1975
Daniel Howard	Deceased	October 27, 1975
Richard Cullinan	Pensioned	October 28, 1975
Donald Drake	Pensioned	November 6, 1975
Timothy Leahy	Pensioned	November 25, 1975
Walter Strohmaier	Pensioned	October 17, 1975
Joseph McQueen	Pensioned	November 25, 1975
Lucio Garcia	Pensioned	November 25, 1975
Edward M. Murray	Pensioned	November 25, 1975
James Kane	Pensioned	November 12, 1975

0380 Inspector		
Walter Kracke	Pensioned	October 19, 1975

Frank Dunwell Pensioned November 13, 1975

Q-35 Assistant Inspector

James A. Mullan Pensioned November 11, 1975

Request Positions be Filled Immediately

Recommendation Positions Be Filled Immediately

Department Head | Mayor | General Manager, Personnel

Approved as to Form
THOMAS M. O'CONNOR
City Attorney

Funds Available

By: Deputy City Attorney

Controller

AYES: Commissioners Garner, Buckley

WEEKLY SICK REPORT

Chief of Police Donald M. Scott, submitted a report of members of the Department off duty due to sickness and disablility for the week ending Saturday, December 6, 1975 at 2400 hours, as follows:

Daily average for the week, sick	60
Daily average for the week, disabled	97
TOTAL	157
Daily percentage for the week, sick	3.11
Daily percentage for the week, disabled	5.20
TOTAL	8.31

The report was ordered filed.

AYES: Commissioners Garner, Buckley

RESOLUTION NO. 464-75

HEARING OF POLICE OFFICER MICHAEL CHAN, NORTHERN POLICE STATION.

WHEREAS, the hearing of Police Officer Michael Chan, Northern Police Station, was called, it having been set for this date; and

WHEREAS, it was recommended by the Deputy Chief of Police, William J. Keays and Mr. Stephen Bruce Bley, Attorney, that the hearing for Police Officer Michael Chan, be continued to Wednesday, January 28, 1976; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Police Officer Michael Chan is set for Wednesday, January 28, 1976 at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Garner, Buckley

RESOLUTION NO. 465-75

HEARING OF POLICE OFFICER PETER GAMINO, MISSION POLICE STATION

WHEREAS, the hearing of Police Officer Peter Gamino, Mission Police Station, was called, it having been set for this date; and

WHEREAS, it was recommended by the Deputy Chief of Police William J. Keays and Mr. Stephen Bruce Bley, Attorney, that the hearing for Police Officer Peter Gamino, be continued to Wednesday, January 14, 1976; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Police Officer Peter Gamino, is set for Wednesday, January 14, 1976, at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Garner, Buckley

RESOLUTION NO. 466-75

HEARING OF POLICE OFFICER MICHAEL W. PEDRINI, NORTHERN POLICE STATION

WHEREAS,the hearing of Police Officer Michael W. Pedrini, Northern Police Station, was called, it having been set for this date; and

WHEREAS, it was recommended by the Deputy Chief of Police, William J. Keays and Mr. Stephen Bruce Bley, Attorney, that the hearing for Police Officer Michael W. Pedrini, be continued to Monday, December 22, 1975; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Police Officer Michael W. Pedrini, is set for Monday, December 22, 1975, at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Garner, Buckley

RESOLUTION NO. 467-75

POLICE OFFICER RAYMOND R. PORTUE, FIELD PATROL COMPANY

WHEREAS, the hearing of Police Officer Raymond R. Portue, Field Patrol Company, was called, it having been set for this date; and

WHEREAS, it was recommended by the Deputy Chief of Police, William J. Keays and Mr. Stephen Bruce Bley, Attorney, that the hearing for Police Officer Raymond R. Portue, be continued to Wednesday, January 21, 1976; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed gainst Police Officer Raymond R. Portue is set for Wednesday, January 21, 1976 at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Garner, Buckley

RESOLUTION NO. 468-75

HEARING OF APPEAL OF SUSPENSION WITHOUT PAY OF PARKING CONTROLMAN MARY GLASS, TRAFFIC BUREAU, CONTINUED TO DECEMBER 29, 1975

WHEREAS, the hearing of the appeal of the suspension of Parking Controlman Mary Glass, Traffic Bureau, was called, it having been set for this date; and

WHEREAS, Deputy Chief of Police William J. Keays, recommended that additional time be granted to Parking Controlman Mary Glass in order that she may present evidence in her behalf; therefore be it

RESOLVED, that a continuance in the hearing of the appeal of the disciplinary suspension filed against Parking Controlman Mary Glass, be, and the same is hereby approved, and continued to Monday, December 29, 1975 at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Garner, Buckley

RESOLUTION NO. 469-75

DECISION - HEARING OF CAPTAIN EDWARD J. LAHERTY, JR., OPERATION CENTER

WHEREAS, on March 24, 1975, Jeremiah P. Taylor, Captain of Police, Supervising Captain, made and served charges against Captain Edward J. Laherty, Jr., Operation Center, as follows:

SPECIFICATION NO. 1

a) That on Thursday, March 20, 1975, a member of the command of the accused was arrested and booked for violation of Section 487 of the Penal Code of the State of California;

b) That the arrested member was arrested and booked because of making false reports and forwarding through official channels reports that the arrested member had worked on his Watches Off when such was false;

c) That the arrested member was assigned to the duties of Captain's Clerk at the Mission Police Station;

d) That the accused herein failed to guide and instruct his clerk in the performance of his duties and did not require strict compliance with the rules and procedures and orders of superior officers;

e) That because of the failure of the accused in this matter, the City and County of San Francisco suffered a loss of money in excess of $200.00 and discredit was brought upon the department and the members thereof;

f) Because of the above-stated conduct, the accused did violate Section 2.191 of the Rules and Procedures of the San Francisco Police Department, which reads as follows:

"Shall guide and instruct subordinates in the performance of their duties and shall require strict compliance with the rules and procedures and orders of superior officers."

SPECIFICATION NO. 2

g) Paragraphs (a) through (f) are incorporated herein as though fully set forth;

h) That had the accused made daily inspections of the records under his control, as provided for in the Rules and Procedures, the loss suffered by the City and County of San Francisco would have been substantially reduced and the department and members thereof would not have suffered discredit;

i) Because of the above-stated conduct, the accused did violate Section 2.219 of the Rules and Procedures of the San Francisco Police Department, which reads as follows:

"Shall make daily inspections of all records maintained under his command."

and

WHEREAS, a hearing on said charges was had before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Wednesday, October 29, 1975, and that on Wednesday, October 29, 1975, the matter was submittted to the Police Commission for decision; and

WHEREAS, at the hearing of Wednesday, October 29, 1975, the Police Commission recommended that Specification No. 2, Section 2.219 of the Rules and Procedures of the San Francisco Police Department be deleted; and

WHEREAS, the Police Commission finds that said charges made and filed against Captain Edward J. Laherty, Jr., Operation Center, as contained in Specification No. 1, are sustained by the evidence presented at the hearing, and that Captain Edward J. Laherty, Jr., violated Section 2.191 of the Rules and Procedures of the San Francisco Police Department; therefore be it

RESOLVED, that it is the order of the Police Commission that Captain Edward J. Laherty, Jr., has violated Specficiation No. 1, Section 2.191 of the Rules and Procedures of the San Francisco Police Department; and be it further

RESOLVED, that it is the order of the Police Commission that for said violation, Captain Edward J. Laherty, Jr., be suspended for ten (10) working days without pay commencing at 0000 hours Wednesday, January 7, 1976, and terminating on Tuesday, January 20, 1976 at 2400 hours. (The period of January 7, 1976 to and including January 20, 1976 would include an entire pay period with ten (10) working days, and four (4) days watch off.)

(The entire proceedings were taken in shorthand form by Hearing Reporter Dorsey McTaggart.C.S.R.)

AYES: Commissioners Garner, Buckley

The Commission then adjourned its meeting.

SECRETARY

DOCUMENTS
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Minutes

17 DECEMBER 1975 REGULAR MEETING

75

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Wednesday, December 17, 1975, at 1600 hours, in regular session.

PRESENT: Commissioners Buckley, Garner, Cardoza

Commissioner Cardoza presiding.

The members of the Commission having been furnished copies of the minutes of the meeting of December 10, 1975, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Buckley, Garner, Cardoza

RECOMMENDATIONS OF THE TRAFFIC BUREAU - APPROVED

RESOLVED, that the recommendations of the Traffic Bureau on the installation of zoning for the regulation of traffic on the public streets, be, and the same are hereby approved:

2990 MISSION STREET - PARIS CLEANERS

a) At 2990 Mission Street, install a 22' yellow zone, to extend from 21' - 43' north of 26th Street.

b) Remove parking meter MIS-2946.

275 SOUTH VAN NESS AVENUE - ELENA'S FOOD SPECIALTIES, INC.

a) At 275 South Van Ness Avenue, install a 24' yellow zone, to extend south of the north property line.

OPPOSITE #55 HERMANN STREET - UNIVERSITY OF CALIFORNIA

a) Opposite #55 Hermann Street, install a 44' white zone, to extend east of the west building line.

b) Permission to display portable No Parking signs in conjunction with this white zone.

1023 STANYAN STREET - SAN FRANCISCO REAL FOOD COMPANY

a) At 1023 Stanyan Street, revoke 17' of green off the south end.

b) At 1023 Stanyan Street, install a 25' yellow zone, to extend north of the south property line.

3728 ARMY STREET - FIRST CHURCH OF GOD

a) At 3728 Army Street, install a 39' white zone, to extend west of the east property line,
(Also 2' red each side of driveway.)

b) Permission to display portable No Parking signs in conjunction with this white zone.

#10 YALE STREET - HILLCREST ELEMENTARY SCHOOL

a) At #10 Yale Street, revoke existing 40' white zone.

b) At #10 Yale Street, install a 100' white zone, to extend from 135' - 235' south of Silver Avenue.
(A request will be made to the Dept. of Public Works to install signs, reading "No Stopping - Bus Zone 8 A.M. - 4 P.M. School Days.")

c) Permission to display portable No Parking signs in conjunction with this zone.

465 MISSOURI STREET & 430 TEXAS STREET - DANIEL WEBSTER AND I.M. SCOTT SCHOOLS

a) At 465 Missouri Street, revoke existing 40' white zone.

b) At 465 Missouri Street, install a 64' white zone, to extend from 6' - 70' north of 20th Street.

c) At 465 Missouri Street, revoke existing 50' white zone.

d) At 465 Missouri Street, install a 110' white zone, to extend from 100' - 210' north of 20th Street.

e) Permission to display portable No Parking signs in conjunction with these white zones.

(A request will be made to the Dept. of Public Works to install signs, reading "No Stopping - Bus Zone 8 A.M. - 4 P.M. School Days.")

f) At approximately 430 Texas Street, install a 25' yellow zone, to extend from 30' - 55' south of the north property line.

AYES: Commissioners Buckley, Garner, Cardoza

REVOKED

RESOLVED, that the recommendations of the Traffic Bureau on the revocation of 496 feet of green, white and yellow zones at various parts of the City at the locations submitted, be, and the same are hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 470-75

REQUEST FOR A MILITARY LEAVE OF ABSENCE WITHOUT PAY - APPROVED

RESOLVED, that the request of Police Officer Bernard McNeil, Northern Police Station, for a Military Leave of Absence Without Pay for one year, commencing January 7, 1976, to study at the Defense Language Institute in Monterey, California, be, and the same is hereby approved.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 471-75

RULES AND PROCEDURES OF THE SAN FRANCISCO POLICE DEPARTMENT - AMENDED

RESOLVED, that effective 0000 hours, Thursday, December 18, 1975, the Rules and Procedures of the San Francisco Police Department are hereby amended to read,

as follows:

AMENDED
2.18 "A sworn member shall, when appearing before the Police Commission at Police Commission Meetings, either on or off duty, be dressed in the official police uniform of his rank.

For the purposes of this rule, an appearance is the presence of any sworn member of the Police Department in the audience, who addresses the Police Commission on any subject, or who sits at Counsel's table and acts in his own behalf or in a representative capacity for any other officer, person or organization.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 472-75

CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY (LIMOUSINE PERMIT) - REVOKED

WHEREAS, there was granted to the firm of Ashley and McMullen, Inc., on January 30, 1956, a permit and/or license, number 551, for the operation of one (1) limousine; and

WHEREAS, pursuant to an investigation conducted by the Vehicle Inspection Detail of the San Francisco Police Department, the Chief of Police was advised that Ashley and McMullen, Inc., had failed to comply with the provisions of Section 1094 of the Municipal Code pertaining to yearly taxes to be paid to the City Tax Collector; and

WHEREAS, a communication was received from Daphne Funerals advising the Police Commission that the firm of Ashley and McMullen, Inc., no longer operates the mortuary at 4200 Geary Boulevard, and that Cathay (Wah Sang) Inc., operator of Daphne Funerals, purchased all the physical assets of Ashley and McMullen, Inc., and has no use for said limousine permit and suggested that it be cancelled; therefore be it

RESOLVED, that the Certificate of Public Convenience and Necessity granted to the firm of Ashley and McMullen, Inc., on January 30, 1956, for the operation of one (1) limousine, be, and the same is hereby revoked.

AYES: Commissioners Buckley, Garner, Cardoza

WEEKLY SICK REPORT

Chief of Police Donald M. Scott, submitted a report of members of the Department off duty due to sickness and disability for the week ending, Saturday, December 13, 1975, at 2400 hours, as follows:

Daily average for the week, sick	62
Daily average for the week, disabled	96
TOTAL	158
Daily percentage for the week, sick	3.21
Daily percentage for the week, disabled	5.15
TOTAL	8.36

The report was ordered filed.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 473-75

REQUEST OF POLICE OFFICER DANIEL O'SHEA, NORTHERN POLICE STATION, TO APPEAL ONE (1) WORKING DAY SUSPENSION.

WHEREAS,a communication was received from Donald M. Scott, Chief of Police, officially notifying the Police Commission of the suspension of Police Officer Daniel O'Shea, Northern Police Station, for a period of one (1) working day, effective 0001 hours, Sunday, December 14, 1975, and terminating 0001 hours, Monday, December 15, 1975; and

WHEREAS, a communication was received from Mr. Stephen Bruce Bley, attorney for Police Officer Daniel O'Shea, Northern Police Station, requesting a hearing before the Police Commission in accordance with Section 5.160 of the Rules and Procedures of the San Francisco Police Department, to appeal his disciplinary suspension for a period of one (1) working day by Donald M. Scott, Chief of Police; therefore be it

RESOLVED, that the request of Mr. Stephen Bruce Bley, attorney for Police Officer Daniel O'Shea, Northern Police Station, for a hearing before the Police Commission to appeal his suspension by Chief of Police Donald M. Scott for a period of one (1) working day effective 0001 hours, Sunday, December 14, 1975, and terminating at 0001 hours, Monday, December 15, 1975, be, and the same is hereby set for Wednesday, February 4, 1976 at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 474-75

REQUEST OF POLICE OFFICER WILLIAM KELLY, NORTHERN POLICE STATION, TO APPEAL FIVE (5) WORKING DAYS SUSPENSION

WHEREAS, a communication was received from Donald M. Scott, Chief of Police, officially notifying the Police Commission of the suspension of Police Officer William Kelly, Northern Police Station, for a period of five (5) working days, effective 0001 hours, Monday, December 15, 1975, and terminating 0001 hours, Saturday, December 20, 1975; and

WHEREAS, a communication was received from Mr. Stephen Bruce Bley, attorney for Police Officer William Kelly, Northern Police Station, requesting a hearing before the Police Commission in accordance with Section 5.160 of the Rules and Procedures of the San Francisco Police Department, to appeal his disciplinary suspension for a period of five (5) working days by Donald M. Scott, Chief of Police; therefore be it

RESOLVED, that the request of Mr. Stephen Bruce Bley, attorney for Police Officer William Kelly, Northern Police Station, for a hearing before the Police Commission to appeal his suspension by Chief of Police Donald M. Scott, for a period of five (5) working days effective 0001 hours, Monday, December 15, 1975, and terminating at 0001 hours, Saturday, December 20, 1975, be, and the same is hereby set for Wednesday, February 4, 1976 at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 475-75

REQUEST OF SERGEANT DANTE R. DEL CHIARO, NORTHERN POLICE STATION, TO APPEAL ONE (1) WORKING DAY SUSPENSION.

WHEREAS, a communication was received from Donald M. Scott, Chief of Police, officially notifying the Police Commission of the suspension of Sergeant Dante R. Del Chiaro, Northern Police Station, for a period of one (1) working day effective 0001 hours, Sunday, December 14, 1975, and terminating at 0001 hours, Monday, December 15, 1975; and

WHEREAS, a communication was received from Sergeant Dante R. Del Chiaro, Northern Police Station, requesting a hearing before the Police Commission in accordance with Section 5.160 of the Rules and Procedures

of the San Francisco Police Department, to appeal his disciplinary suspension for a period of one (1) working day by Donald M. Scott, Chief of Police; therefore be it

RESOLVED, that the request of Sergeant Dante R. Del Chiaro, Northern Police Station, for a hearing before the Police Commissinn to appeal his suspension by Chief of Police, Donald M. Scott for a period of one (1) working day effective 0001 hours, Sunday, December 14, 1975, and terminating at 0001 hours, Monday, December 15, 1975, be, and the same is hereby set for Wednesday, February 4, 1976 at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 477-75

REQUEST FOR SUPPLEMENTAL APPROPRIATION

RESOLVED, that the Controller be, and he is hereby requested to draw a Supplemental Appropriation Ordinance in the amount of $35,000 from the following:

Appropriation No. 5.161.110.0001.000	
Permanent Salaries-Civilian	$28,000
Appropriation No.5.161.863.000.000	
Mandatory Fringe Benefits	7,000
	$35,000

and credit it to the following appropriation in the amount indicated:

Appropriation No. 5.161.200.001.000	$35,000

to fund Phase II of a three phase project to implement a viable computer assisted dispatch system. Phase I is funded by the Office of Criminal Justice Planning grant.

AYES: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 476-75

HEARING OF SERGEANT WILLIAM S. SISACK, CENTRAL POLICE STATION

WHEREAS, the hearing of Sergeant William S. Sisack, was called, it having been set for this date; and

WHEREAS, Mr. James MacInnes, attorney for Sergeant William S. Sisack, Central Police Station,

has requested a continuance of the hearing before the Police Commission pending the appeal of the judgment of conviction returned against Sergeant Sisack recently in the U.S. District Court; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Sergeant William S. Sisack, is set for Monday, December 22, 1975 at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Buckley, Garner, Cardoza

CONTINUATION OF THE HEARING OF POLICE OFFICER ALAN LIM, TARAVAL POLICE STATION

The matter of the hearing of Police Officer Alan Lim, Taraval Police Station, was called, it having been continued from the meeting of December 3, 1975, to this time and date.

Police Officer Alan Lim appeared in person and was represented by Mr. Stephen Bruce Bley, Attorney at Law.

Captain George Eimil, Director of Personnel, appeared as the Prosecutor for the Police Department.

The following-named Defense witnesses were not called to testify, but it was stipulated that if they had been called, their testimony would have been that, "It was common knowledge that Officer Alan Lim's car, on Wednesday, August 20, 1975, was used by many people and that it was also, on that day, common knowledge, that Officer Lim was seen in and about the Taraval Police Station:"

Police Officer Robert Paco, Taraval Police Station
Police Officer Rodney King, Taraval Police Station
Police Officer Herb Lockner, Taraval Police Station
Police Officer Robert Brooks, Taraval Police Station
Police Officer Robert Geary, Taraval Police Station
Sergeant John Mackay, Taraval Police Station
Sergeant Anthony Ribera, Taraval Police Station
Lieutenant William Mikulik, Taraval Police Station

The following-named witnesses were called by the Defense, sworn and testified:

Sergeant Franklin Greer
Internal Affairs Bureau

Sergeant Leon Svirsky
Taraval Police Station

The following-named witness was called by the Prosecution, sworn and testified:

Lieutenant Willis Casey
Bureau of Personnel and Training

Captain George Eimil, Prosecutor for the Police Department, submitted the closing argument on behalf of the Prosecution.

Mr. Stephen Bruce Bley, Attorney for the Defense, submitted his closing argument on behalf of Police Officer Alan Lim.

The Commission took the matter under submission and will render its decision in the Hearing of Police Officer Alan Lim, Taraval Police Station, on Monday, December 29, 1975 at 5:30 p.m., in Room 551, Hall of Justice.

Recess: 1650 hours
to: 1655 hours.

AYES: Commissioners Buckley, Garner, Cardoza

(The entire proceedings were taken in shorthand form by Hearing Reporter Linda Pransky, C.S.R.)

The Commission then adjourned its meeting.

SECRETARY

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Minutes

22 DECEMBER 1975 REGULAR MEETING

-75

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Monday, December 22, 1975, at 1730 hours, in regular session.

PRESENT: Commissioners Buckley, Garner, Cardoza

RESOLUTION NO. 488-75

ELECTION OF PRESIDENT OF THE POLICE COMMISSION FOR THE YEAR 1976

On motion of Commissioner Cardoza and seconded by Commissioner Garner, the following resolution was adopted:

RESOLVED, that Robert E. Buckley, be, and he is hereby elected President of the Police Commission of the City and County of San Francisco for the year 1976.

AYES: Commissioners Garner, Cardoza

NOT VOTING: Commissioner Buckley

Commissioner Buckley taking his seat as President of the Police Commission commended outgoing President, Marvin E. Cardoza for a job well done.

Commissioner Buckley presiding.

The members of the Commission having been furnished copies of the minutes of the meeting of December 17, 1975, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Garner, Cardoza, Buckley

RETIREMENTS

Communications were received from the Retirement Board officially notifying the Police Commission of the retirements of the following-named members of the Police Department:

a) Inspector Frank B. Dunwell, Bureau of Inspectors, for service, effective November 14, 1975.

b) Sergeant Timothy P. Leahy, Traffic Survey, for service, effective November 26, 1975.

c) Police Officer Charles E. Bates, Traffic Administration, for service, effective November 26, 1975.

d) Police Officer Thomas J. Dougherty, Traffic Bureau-Solos, for disability, effective October 20, 1975.

e) Police Officer Lucio Garcia, Ingleside Police Station, for service, effective November 26, 1975.

f) Police Officer Joseph E. McQueen, Ingleside Police Station, for service, effective November 26, 1975.

g) Police Officer Walter Turchen, Taraval Police Station, for service, effective November 18, 1975.

The communications were ordered filed.

AYES: Commissioners Garner, Cardoza, Buckley

RESOLUTION NO. 478-75

HAROLD J. LUCIER AND HIS ATTORNEYS NANCY LENVIN, S.F. NEIGHBORHOOD LEGAL ASSISTANCE FOUNDATION.

RESOLVED, that the recommendation of the City Attorney for settlement of the claim of Harold J. Lucier, et al., in the sum of $1,000 v. Donald Scott, et al., in United States District Court for the Northern District of California, Action C-72-970 RFP, as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: October 17, 1971

AYES: Commissioners Garner, Cardoza, Buckley

RESOLUTION NO. 479-75

MARTY OSBURN, RENEE OSBURN AND SHANNON PICKERS AND THEIR ATTORNEY, ROBERT L.MORAN

RESOLVED, that the recommendation of the City Attorney for settlement of litigation in the sum of $1,000 in Superior Court Action number 646-265 entitled, "Marty Osburn, Renee Osburn and Shannon Pickers, Plaintiffs, vs. City and County of San Francisco, etc., et al., Defendants," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: March 7, 1972

AYES: Commissioners Garner, Cardoza, Buckley

RESOLUTION NO. 480-75

CECILIA MCDONALD AND HER ATTORNEYS MICHAEL OBRAND, GUNHEIM, YTURBIDE, ROSE, JOHNS & WINTHER

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Cecilia McDonald, et al., in the sum of $1,500 in Superior Court Action No. 663-440 entitled, "Cecilia McDonald, Plaintiff, vs. City and County of San Francisco, et al., Defendants," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: April 13, 1975

AYES: Commissioners Garner, Cardoza, Buckley

RESOLUTION NO. 481-75

LAWRENCE CANDLER AND HIS ATTORNEY DORSEY REDLAND

RESOLVED, that the recommendation of the City Attorney for settlement of litigation of Lawrence Candler, et al., in the sum of $261,165.34 in Superior Court Action No. 636-770 entitled, "Lawrence Candler, Plaintiff vs. City and County of San Francisco, etc., et al., Defendants," as the result of damages sustained, be, and the same is hereby approved.

Date of Incident: March 20, 1971

AYES: Commissioners Garner, Cardoza, Buckley

PERMISSION TO ACCEPT A REWARD - APPROVED

The request of Inspector Sviatoslav G. Yasinitsky, Burglary Detail, for permission to accept an unsolicited reward of $400.00 from Arnold B. Miller, Adjuster, for the recovery of $11,000.00 worth of Jewelry and other valuable property belonging to Lloyd and Barbara Werthen, and for the arrest and conviction of two suspects connected with the burglary, be, and the same is hereby approved.

AYES: Commissioners Garner, Cardoza, Buckley

RESOLUTION NO. 482-75

ANNEXATION OF UNCLAIMED AREA INTO PATROL SPECIAL BEAT NO. 135, INGLESIDE POLICE DISTRICT

RESOLVED, that the request of Patrol Special Officer Calvin Wiley, Star No. 2864, for permission to annex the following additional area to his Patrol Special Beat No. 135, Ingleside Police District, be, and the same is hereby approved:

26th & Noe Streets, West to Douglass.
South of Clipper Street.
North and East of Diamond Heights Blvd., except Carnelian Way.
North of Chenery Street.
West of Noe Street from 29th Street.
South of 30th Street.
Including all East-West Streets North of 30th Street, and South of 26th Street.

All those areas bounded by Beats Nos. 137, 59, 135, 66, and 69 which are currently not included within a beat;

and be it further

RESOLVED, that the request of Patrol Special Officer Calvin Wiley to annex the above-described area to his Patrol Special Beat No. 135, be and the same is hereby approved.

AYES: Commissioners Garner, Cardoza, Buckley

RESOLUTION NO. 483-75

REQUEST FOR SUPPLEMENTAL APPROPRIATION.

RESOLVED, that the Controller be, and he is hereby requested to draw a Supplemental Appropriation Ordinance in the amount of $1,064.00 from any fund designated by the Mayor or Controller, and credit it to the following appropriations in the amounts indicated:

Appropriation No. 5.161.110.000.000	
Permanent Salaries-Uniform Force	$ 675.00
Appropriation No. 5.161.863.000.000	
Mandatory Fringe Benefits	
Transfer to 5.697.860.000.000	389.00
	$1,064.00

to reclassify one (1) Q2 Police Officer as one (1) Q35 Assistant Inspector effective December 10, 1975.

AYES: Commissioners Garner, Cardoza, Buckley

WEEKLY SICK REPORT

Chief of Police Donald M. Scott, submitted a report of members of the Department off duty due to sickness and disability for the week ending Saturday, December 20, 1975, at 2400 hours, as follows:

Daily average for the week sick.	68
Daily average for the week, disabled	94
TOTAL	162
Daily percentage for the week, sick	3.54
Daily percentage for the week, disabled	5.03
TOTAL	8.57

The report was ordered filed.

AYES: Commissioners Garner, Cardoza, Buckley

RESOLUTION NO. 484-75

REQUEST OF POLICE OFFICER STEPHEN J. VENTERS, INGLESIDE POLICE STATION, TO APPEAL ONE (1) WORKING DAY'S SUSPENSION.

WHEREAS, a communication was received from Donald M. Scott, Chief of Police, officially notifying the Police Commission of the suspension of Police Officer Stephen J. Venters, Ingleside Police Station, for a period of one (1) working day, effective 0001 hours, Saturday, December 13, 1975 ,and terminating 0001 hours, Sunday, December 14, 1975; and

WHEREAS, a communication was received from Mr. Stephen Bruce Bley, Attorney at Law, requesting a hearing before the Police Commission for his client, Police Officer Stephen J. Venters, in accordance with Section 5.160 of the Rules and Procedures of the San Francisco Police Department, to appeal his disciplinary suspension for a period of one (1) working day by Donald M. Scott, Chief of Police; therefore be it

RESOLVED, that the request of Police Officer Stephen J. Venters, Ingleside Police Station, for a hearing before the Police Commission to appeal his suspension by Chief of Police Donald M. Scott for a period of one (1) working day, effective 0001 hours, Saturday, December 13, 1975, and terminating 0001 hours, Sunday, December 14, 1975, be, and the same is hereby set for Wednesday, February 18, 1976, at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Garner, Cardoza, Buckley

RESOLUTION NO. 485-75

REQUEST OF POLICE OFFICER DENNIS O'BRIEN, BUREAU OF CRIMINAL INFORMATION, TO APPEAL ONE (1) WORKING DAY'S SUSPENSION.

WHEREAS, a communication was received from Donald M. Scott, Chief of Police, officially notifying the Police Commission of the suspension of Police Officer Dennis O'Brien, Bureau of Criminal Information, for a period of one (1) working day, effective 0001 hours, Saturday, December 20, 1975, and terminating 0001 hours, Sunday, December 21, 1975; and

WHEREAS, a communication was received from Mr. Stephen Bruce Bley, Attorney at Law, requesting a hearing before the Police Commission for his client, Police Officer Dennis O'Brien, in accordance with Section 5.160 of the Rules and Procedures of the San Francisco Police Department, to appeal his disciplinary suspension for a period of one (1) working day by Donald M. Scott, Chief of Police; therefore be it

RESOLVED, that the request of Police Officer Dennis O'Brien, Bureau of Criminal Information, for a hearing before the Police Commission to appeal his supension by Chief of Police Donald M. Scott, for a period of one (1) working day effective 0001 hours, Saturday, December 20, 1975, and terminating 0001 hours, Sunday, December 21, 1975, be and the same is hereby set for Wednesday, February 18, 1976, at 5:30 p.m., in. Room 551, Hall of Justice.

AYES: Commissioners Garner, Cardoza, Buckley

RESOLUTION NO. 486-75

HEARING OF SERGEANT WILLIAM S. SISACK, CENTRAL POLICE STATION

WHEREAS, the hearing of Sergeant William S. Sisack, was called, it having been set for this date; and

WHEREAS, Mr. James Martin MacInnes, attorney for Sergeant William S. Sisack, Central Police Station, has requested a continuance of the hearing before the Police Commission pending the appeal of the judgment of conviction returned against Sergeant Sisack recently in the U.S. District Court; therefore be it

RESOLVED, that the date for the hearing of the disciplinary charges filed against Sergeant William S. Sisack, is set for Wednesday, January 7, 1976, at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Garner, Cardoza, Buckley

JOINDER OF DEFENDANTS IN POLICE COMMISSION HEARING OF APPEAL OF CHIEF'S DISCIPLINARY SUSPENSIONS

Mr.Stephen Bruce Bley, Attorney for Sergeant Dante Del Chiaro, and Police Officers Daniel O'Shea and William Kelly requested that the Police Commission hold separate hearings for each of the above-named officers who were appealing their disciplinary suspensions by the Chief of Police.

Captain George Eimil, Director of Personnel, stated that since each defendant was charged for incidents arising out of the same transaction, they should be jointly tried. He then cited several provisions of the Administrative Procedure Act, the Code of Civil Procedure and the California Penal Code. He also produced written documentation to augment his verbal presentation.

Mr. Bley then stated that he could file legal documents to have the defendants tried separately, but then stated that he would not fight it and agreed to a joint hearing on the matter.

The Police Commission then stated that the date for the hearing of the Chief's Disciplinary Suspensions of Sergeant Dante Del Chiaro, Police Officers Daniel O'Shea and William Kelly, be, and the same is hereby set for Wednesday, February 4, 1976, at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Garner, Cardoza, Buckley

HEARING OF POLICE OFFICER MICHAEL W. PEDRINI, NORTHERN POLICE STATION

The hearing of Police Officer Michael W. Pedrini, Northern Police Station, was called, it having been set for this date. Police Officer Michael W. Pedrini was charged with violating the Rules and Procedures as follows:

SPECIFICATION NO. 1

Interference with the duties of a Parking Controlman (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department)

SPECIFICATION NO. 2

Destruction of Department property (Violation of Section 2.13 of the Rules and Procedures of the San Francisco Police Department)

in a properly verified complaint by Joseph M. Flynn, Captain of Police, Commanding Officer of Northern Police Station.

Police Officer Michael W. Pedrini, appeared in person and was represented by Mr. Stephen Bruce Bley, Attorney at Law.

Director of Personnel, Captain George Eimil, appeared as the Prosecutor for the Police Department.

The reading of the Charges was waived.

Police Officer Michael W. Pedrini, entered a plea of "guilty" to Specification No. 1 and Specification No. 2.

The following-named witness appeared for the Prosecution, was sworn and testified:

Lieutenant Willis A. Casey
Police Academy

A closing statement was then presented by Mr. Stephen Bruce Bley, Attorney at Law.

The Commission took the matter under submission and then recessed from 1759 hours to 1807 hours, after which the following resolution was adopted:

RESOLUTION NO. 487-75

DECISION - HEARING OF POLICE OFFICER MICHAEL W. PEDRINI, NORTHERN POLICE STATION

WHEREAS, on November 26, 1975, Joseph M. Flynn, Captain of Police, Commanding Officer of Northern Police Station, made and served charges against Police Officer Michael W. Pedrini, as follows:

SPECIFICATION NO. 1

a) That on Thursday, August 21, 1975, at or about 1505 hours, a Parking Controlman, on duty and in uniform, was performing the assigned duties of a Parking Controlman at or near the intersection of Polk and Olive Streets in the City and County of San Francisco;

b) That the accused approached the Parking Controlman and told the Parking Controlman that she should get out of the area;

c) That the Parking Controlman, apprehensive for her safety, attempted to use the police radio on her assigned vehicle to summon assistance;

d) That the accused attempted to prevent the Parking Controlman from summoning assistance by turning off the radio;

e) Because of the above-stated action, the accused did violate Section 2.13 of the Rules and Procedures of the San Francisco Police Department, which is hereinafter quoted:

SPECIFICATION NO. 2

f) Paragraphs (a) through (e) are hereby incorporated as though they had been fully set forth herein;

g) That while the Parking Controlman was attempting to summon assistance, the Parking Controlman laid her department-issued citation book on the exterior of her vehicle;

h) Because of the above-stated action, the accused did violate Section 2.13 of the Rules and Procedures of the San Francisco Police Department, which reads as follows:

"2.13 Any breach of the peace, neglect of duty, misconduct or any conduct on the part of any member either within or without the state which tends to subvert the good order, efficiency or discipline of the department or which reflects discredit upon the department or any member thereof or that is prejudicial to the efficiency and discipline of the department, though such offenses are not specifically defined or laid down in these Rules and Procedures shall be considered unofficerlike conduct triable and punishable by the Board."

and

WHEREAS, a hearing on said charges was had before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco, on Monday, December 22, 1975, and that on Monday, December 22, 1975, the matter was submitted to the Police Commission for decision; and

WHEREAS, the Police Commission finds that the said charges made and filed against Police Officer Michael W. Pedrini, Northern Police Station, as contained in Specifications No. 1 and No.2, are sustained by the evidence presented at the hearing and that Police Officer Michael W. Pedrini did violate Section 2.13 of the Rules and Procedures of the San Francisco Police Department; therefore be it

RESOLVED, that it is the order of the Police Commission that Police Officer Michael W. Pedrini has violated Specification No. 1, Section 2.13 of the Rules and Procedures of the San Francisco Police Department, and for said violation he shall be suspended for a period of thirty (30) days; and be it further

RESOLVED, that it is the order of the Police Commission that Police Officer Michael W. Pedrini has violated Specification No. 2, Section 2.13 of the Rules and Procedures of the San Francisco Police Department, and for said violation he shall be suspended for a period of thirty (30) days; and be it further

RESOLVED, that it is the order of the Police Commission that said periods of thirty (30) days each for violation of Specifications No. 1 and No. 2, Sections 2.13 of the Rules and Procedures of the San Francisco Police Department shall run consecutively commencing at 0000 hours, Wednesday, January 7, 1976, and terminating at 2400 hours, Sunday, March 6, 1976.

AYES: Commissioners Garner, Cardoza, Buckley

Recess taken in the hearing of Police Officer Michael W. Pedrini: 1759 hours to 1807 hours.

(The entire proceedings were taken in shorthand form by Hearing Reporter Linda Pransky, C.S.R.)

The Commission then adjourned its meeting.

SECRETARY

29 DECEMBER 1975 REGULAR MEETING

Minutes

The Police Commission of the City and County of San Francisco met in their chambers, Room 551, Hall of Justice, 850 Bryant Street, on Monday, December 29, 1975, at 1730 hours, in regular session.

DOCUMENTS
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PRESENT: Commissioners Cardoza, Garner, Buckley

Commissioner Buckley presiding.

The members of the Commission having been furnished copies of the minutes of the meeting of December 22, 1975, reading of same was dispensed with and the minutes were approved.

AYES: Commissioners Cardoza, Garner, Buckley

RETIREMENTS

Communications were received from the Retirement Board officially notifying the Police Commission of the retirements of the following-named members of the Police Department:

a) Police Officer Edward M. Murray, Northern Police Station, for service, effective November 26, 1975.

b) Police Officer Edward P. McLaughlin, Legal Office, for industrial disability, effective October 22, 1975.

c) Police Officer Raymond J. McLaughlin, Central Warrant Bureau, for industrial disability, effective October 21, 1975.

The communications were ordered filed.

AYES: Commissioners Cardoza, Garner, Buckley

RESOLUTION NO. 489-75

CALIFORNIA STATE AUTOMOBILE ASSOCIATION AND NORMAN BLACKARD

RESOLVED, that the recommendation of the

City Attorney for settlement of unlitigated claim of the California State Automobile Association and Norman Blackard against the City and County of San Francisco in the sum of $2,989.25 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: March 2, 1975

AYES: Commissioners Cardoza, Garner, Buckley

RESOLUTION NO. 490-75

KENNETH A. FOSS

RESOLVED, that the recommendation of the City Attorney for settlement of unlitigated claim of Kenneth A. Foss against the City and County of San Francisco in the sum of $667.92 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: August 12, 1975

AYES: Commissioners Cardoza, Garner, Buckley

RESOLUTION NO. 491-75

JOSEPHINE YICK

RESOLVED, that the recommendation of the City Attorney for settlement of unlitigated claim of Josephine Yick against the City and County of San Francisco in the sum of $701.53 as the result of a collision with a police vehicle, be, and the same is hereby approved.

Date of Accident: September 30, 1975

AYES: Commissioners Cardoza, Garner, Buckley

RESOLUTION NO. 492-75

POLICE NARCOTIC FUND

RESOLVED, that the Controller, be, and he is hereby requested to draw a voucher in favor of

Chief of Police Donald M. Scott in the sum of $4,166 charging same to Appropriation No. 5.161. 890.050 to cover narcotic fund disbursements for the month of January, 1976.

AYES: Commissioners Cardoza, Garner, Buckley

RESOLUTION NO. 493-75

POLICE CONTINGENT FUND

RESOLVED, that the Controller, be, and he is hereby requested to draw a voucher in favor of Chief of Police Donald M. Scott in the sum of $3,333 charging same to Appropriation No. 5.161. 890.000 to cover contingent fund disbursements for the month of January, 1976.

AYES: Commissioners Cardoza, Garner, Buckley

PERMISSION TO ACCEPT A REWARD - APPROVED

The request of Sergeant Frank Rafferty and Police Officer James F. Hennessy, Field Patrol Company, for permission to accept an unsolicited reward of $150.00 each from Ms. Maryon D. Lewis for the complete recovery of jewelry valued in excess of $3,500 which was stolen from her car, be, and the same is hereby approved.

AYES: Commissioners Cardoza, Garner, Buckley

RESOLUTION NO. 494-75

POLICE OFFICER MICHAEL MATTICH

WHEREAS, on January 9, 1975, Officer Michael Mattich, Taraval Police Station, displayed symptoms of mental instability while at the Saint Francis Hospital to receive treatment for a physical injury. Officer Mattich was relieved of his police equipment by members of the Northern Police Station, who responded to the incident; and

WHEREAS, subsequently, a psychiatric evaluation was conducted by Dr. John Moody, 120 Shrader Street, who found Officer Mattich suffering from a severe emotional illness, probably a manic depressive psychosis, and he further found that Officer Mattich was not able to perform duties as a police officer and recommended that he seek continued psychiatric care; and

WHEREAS, this evaluation was reviewed by the Police Surgeon, Dr. Norman Steiner, who concurs with the opinion and conclusions of Dr. Moody, namely, that Officer Mattich was and continues to be unfit to perform the duties of a police officer, and he recommended retirement in view of his prognosis of continued psychiatric disability; and

WHEREAS, Officer Mattich entered the department on May 1, 1950, and is sixty years of age, qualifying him for a service pension; however, numerous requests have been made to Officer Mattich to retire to no avail; therefore be it

RESOLVED, that in compliance with the provisions of Section 8.547 of the Charter of the City and County of San Francisco, the Police Commission does hereby recommend to the Employees' Retirement System that Police Officer Michael Mattich be retired from the Police Department.

AYES: Commissioners Cardoza, Garner, Buckley

WEEKLY SICK REPORT

Chief of Police Donald M. Scott, submitted a report of members of the Department off duty due to sickness and disability for the week ending Saturday, December 27, 1975, at 2400 hours, as follows:

Daily average for the week, sick	46
Daily average for the week, disabled	98
TOTAL	144
Daily percentage for the week, sick	2.36
Daily percentage for the week, disabled	5.23
TOTAL	7.59

The report was ordered filed.

AYES: Commissioners Cardoza, Garner, Buckley

RESOLUTION NO. 495-75

POLICE OFFICER JAMES E. LUDLOW, BUREAU OF CRIMINAL INFORMATION

WHEREAS, on Wednesday, January 22, 1975, Police Officer James E. Ludlow, Bureau of Criminal Information, in a hearing before the Police Commission was found guilty of Specification No. 1, Section 2.125, and Specification No. 2, Section 2.13, of the Rules and Procedures of the San Francisco Police Department: and

WHEREAS, it was the order of the Police Commission that for said violations, Police Officer James E. Ludlow be dismissed from the San Francisco Police Department, but was granted a stay of execution on the following conditions:

1) That he be suspended for fifty (50) days without pay commencing at 0000 hours, Friday, January 3, 1975, and terminating at 2400 hours, Friday, February 21, 1975.

2) That Officer James E. Ludlow participate in the Police Department's Alcoholic Abuse Program and that Officer John Devine, Special Assistant to the Director of Personnel, report back to the Police Commission every thirty days on Officer Ludlow's progress and condition. Officer John Devine and Officer James E. Ludlow are to report back to the Police Commission on the fourth Wednesday of January, 1976, with a report on Officer Ludlow's progress and condition. If Officer Ludlow's record is clean, his termination order will be dismissed;

and

WHEREAS, on Monday, December 29, 1975, Police Officer James E. Ludlow, accompanied by Chief of Police Donald M. Scott and Police Officer John F. Devine, Special Assistant to the Director of Personnel, appeared before the Police Commission and verified that Police Officer James E. Ludlow has complied with the order of the Police Commission and that Police Officer James E. Ludlow is continuing to be a participant in the San Francisco Police Department's Alcoholic Abuse Program; therefore be it

RESOLVED, that it is the order of the Police Commission that Police Officer James E. Ludlow's termination from the San Francisco Police Department with subsequent stay of execution providing he report to the Police Commission in the month of January, 1976, with a clean record, be, and the same is hereby dismissed.

AYES: Commissioners Cardoza, Garner, Buckley

RESOLUTION NO. 496-75

SERGEANT CLIFFORD T. WATTS, NORTHERN POLICE STATION

WHEREAS, charges of violating the Rules and Procedures of the San Francisco Police Department were filed against Sergeant Clifford T. Watts, as follows:

SPECIFICATION NO. 1

While on duty, being under the influence of intoxicating liquor. (Violation of Section 2.125 of the Rules and Procedures of the San Francisco Police Department)

by Joseph M. Flynn, Captain of Police, Commanding Officer of Northern Police Station; therefore be it

RESOLVED, that the hearing before the Police Commission on charges filed against Sergeant Clifford T. Watts, Northern Police Station, be, and the same is hereby set for Wednesday, January 7, 1976, at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Cardoza, Garner, Buckley

RESOLUTION NO. 497-75

HEARING OF APPEAL OF SUSPENSION WITHOUT PAY OF PARKING CONTROLMAN MARY GLASS, TRAFFIC BUREAU, CONTINUED TO FEBRUARY 11, 1976.

WHEREAS, the hearing of the appeal of the suspension of Parking Controlman Mary Glass, Traffic Bureau, was called, it having been set for this date; and

WHEREAS, Captain Mortimer F. McInerney and the representative of Local 400, Mr. Bud Griffiths, have mutually agreed that additional time be granted to Parking Controlman Mary Glass in order that she may present evidence in her behalf; therefore be it

RESOLVED, that a continuance in the hearing of the appeal of the disciplinary suspension filed against Parking Controlman Mary Glass, be, and the same is hereby approved and continued to Wednesday, February 11, 1976, at 5:30 p.m., in Room 551, Hall of Justice.

AYES: Commissioners Cardoza, Garner, Buckley

RESOLUTION NO. 498-75

DECISION - HEARING OF POLICE OFFICER ALAN LIM, TARAVAL POLICE STATION

WHEREAS, on October 8, 1975, Donald L. Taylor, Captain of Police, Commanding Officer of Taraval Police Station, made and served charges against Police Officer Alan Lim, Taraval Police Station, as follows:

SPECIFICATION NO. 1

a) That on Wednesday, August 20, 1975, at or about 1640 hours, a police vehicle was disabled while parked in front of 2155 - 18th Avenue;

b) That a citizen observed a person who may have disabled the police vehicle in a vehicle and recorded the license number of the vehicle used to leave the area;

c) That the license number recorded, 40512G, is registered to the accused;

d) That at or about 1800 hours on August 20, 1975, a radio broadcast was directed to all police units warning the police units to be on the lookout for a vehicle with License No. 40512G, California License Plates;

e) That said radio broadcast informed members of the Police Department that the occupants of the described vehicle were suspected of letting the air out of the tires of unattended police vehicles;

f) That at or about 1830 hours on Wednesday, August 20, 1975, you were aware that the subject vehicle in the warning broadcast was your vehicle;

g) That, subsequently, when questioned by superior officers specifically assigned to investigate this incident, your answers were evasive as to person or persons having possession, use and control of your vehicle on August 20, 1975, at approximately 1640 hours;

h) Because of the above-stated conduct, the accused did violate Section 2.49

of the Rules and Procedures of the San Francisco Police Department, which reads as follows:

"2.49 Shall, when called upon by a superior officer, or by one specially assigned by lawful authority to conduct an investigation involving police matters, or any matter affecting the conduct of a member or members, truthfully answer all questions propounded. All reports, statements and declarations made orally, or in writing in the foregoing matters shall contain the truth without evasion."

and

WHEREAS, a hearing on said charges was had before the Police Commission pursuant to Section 8.343 of the Charter of the City and County of San Francisco on Wednesday, December 3, 1975 and on Wednesday, December 17, 1975, and that on Wednesday, December 17, 1975, the matter was submitted to the Police Commission for Decision; and

WHEREAS, the Police Commission finds that said charges made and filed against Police Officer Alan Lim, Taraval Police Station, as contained in Specification No. 1, are sustained by the evidence presented at the hearing, and that Police Officer Alan Lim violated Section 2.49 of the Rules and Procedures of the San Francisco Police Department; therefore be it

RESOLVED, that it is the order of the Police Commission that Police Officer Alan Lim, has violated Specification No. 1, Section 2.49 of the Rules and Procedures of the San Francisco Police Department; and be it further

RESOLVED, that it is the order of the Police Commission that for said violation, Police Officer Alan Lim be suspended for sixty (60) calendar days without pay commencing at 0000 hours, Wednesday, January 7, 1976, and terminating on Saturday, March 6, 1976 at 2400 hours.

AYES: Commissioners Cardoza, Garner, Buckley

(The entire proceedings were taken in shorthand form by Hearing Reporter Linda Pransky, C.S.R.)

STATEMENT BY CHIEF OF POLICE, DONALD M. SCOTT

CHIEF SCOTT: I don't think there's anything else on the calendar, but I have a couple of remarks I'd like to make at this time.

First of all, I'd like to clear up one matter that was in the paper today. It concerned the matter of disability retirements, and I'd like to tell you how I got involved in that so that there will be no misconception on anybody's part.
Mr. Bob Popp, the reporter from the Chronicle came to me a few weeks ago, or some weeks ago, and said, "I'd like to do a story on you before you retire."

I said, "Well, I'm not too keen about it, but I'll do it as a favor for you."

He wanted to do it prior to election. I said, "No, Forget about it. Come back after election," which he did.

So, he came in, sat down, and I had a very nice talk with him for about a couple of hours. When we got through he said, "I'm going to write up a good story for you."

I said, "That's all right with me. Just put down as I told you and be sure to include a couple particular things that I wanted said."

He said okay, he would.

So, he came in a day or so later and said, "Well, the editor says this is nothing but a valentine for the Chief of Police."

I said, "That's too bad. Tell the editor to forget it."

And he said, "Well, I'd still like to do the story, and they want to ask you a few more questions."

I said, "Okay. I'll do it for you."

First of all, Bob asked me about the disability. I said, "It's none of your damn business. This is the way it goes. I'm retiring on a service pension. I have the option, like anybody else has, to hold it open for a disability hearing," something like that, anyway.

So, this guy -- gentlemen -- from the Chronicle called me and said, "Here's what the editor wants to know: He wants to know what your disability is."

I said, "Well, I don't think it's any of his business, or anybody else's business," but he gave me a kind of story and he said, "Well, I know it's not for a heart condition. It's for hypertension, or something like that."

I said, "Oh, you do?"

"Yeah, and you should tell the people what your problem is."

"I'll tell you what it is. It's high blood pressure. For the last couple of years I've been going to the doctor. He's given me a couple of pills to take to bring it down, but still it's up. I've been taking exercises to stay in shape" -- and anyway, he went into great length. He kind of intimated I was doing something shady.

I said, "This is something that's available to everybody that works for the State of California. If you feel that your disability was incurred by you while you were on the job, you're entitled to try to get it. You have a hearing," and so forth. And I said, "You know, when I came to this department in 1939 I was in real great shape. I can show you pictures to

prove that. As a matter of fact, I was in as good shape then as my kid or any of these fellows are. Perfectly good physical condition. I went in the navy, passed one of the most rigorous physical tests to get into the naval corps; in fact, passed a few more tests when I took my sergeant's, lieutenant's, captain's, and so forth." I never worked at an outside job for 37 years. If I have high blood pressure and I got it on the job, there's only one job I got it on, and it was here.

Of course, in the paper it comes out that the Chief says that everybody else does -- well, everybody else doesn't fight for disability. You fight for disability if you feel you've got a case.

So, I think it was an unusual -- I should say rotten -- piece of reporting, but that's the true story of the matter.

They're only interested in some of these personal matters which I feel are not any of their business. But that's the way it goes.

I'm retiring for a service disability. I have an option for six months to pursue the matter of a disability, for protection purposes, mainly, of my widow, which I feel is something that any man who is in this business should think about.

So, that takes care of that.

Is the photographer here yet, Chief?

CHIEF BARCA: Yes.

CHIEF SCOTT: This is my last day at the Commission hearing and I'd like to say for the record -- and I'm sure Charlie seconds it -- that I've never worked for better people than you Commissioners and the Commissioners--

Commissioner Miller and Commissioner Ferrari. I have found you to be fair, just, and honorable people, and it's been my privilege to work for you.

So, if you'll do us the courtesy -- well, Ed's here, too; I think it's his last day -- of having a picture with us.

That's all.

The Commission then adjourned its meeting.

SECRETARY